

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Second day of March Two Thousand Seventeen

PRESENT

The Hon`ble Dr. Justice P. DEVADASS

CRIMINAL ORIGINAL PETITION No.3424 of 2017

LATHA

[PETITIONER / ACCUSED]

Vs

THE STATE REP BY ITS,
THE SUB INSPECTOR OF POLICE,
ARAKKONAM TOWN POLICE STATION,
VELLORE DISTRICT
CR.NO.55 OF 2017.

[RESPONDENT]

For Petitioner : M/S.S.MUTHUKUMAR Advocate

For Respondent : MR. R. SEKAR, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

Petition for anticipatory bail in Cr.No.55 of 2017.

2.Heard both sides.

3.Offences alleged in the petition are under Sections 294 (b), 323 and 506(i) IPC. But the offences alleged in the FIR are u/s.294(b) and 323 IPC.

4.Since the offences registered now are bailable offences, the petitioner cannot invoke Section 438 Cr.P.C.

5.In such case, bail is rule and jail is an exception, unless he offers bail. In other words, if he refuses bail, then, no bail even in bailable offences.

6.With the above observation, this petition is dismissed.

-sd/-

02/03/2017

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

2 THE SUB INSPECTOR OF POLICE,
ARAKKONAM TOWN POLICE STATION, VELLORE DISTRICT

CC to M/S.S.MUTHUKUMAR Advocate on payment of necessary
charges

CRL OP.3424/2017

Date :02/03/2017

EGR 07/02/2017