



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Twelfth day of June Two Thousand Seventeen

PRESENT

The Hon`ble Dr.Justice G.JAYACHANDRAN

CRL OP(MD) Nos.6567 & 6576 of 2017

KRISHNAN

... PETITIONER / ACCUSED NO.1
IN CRL OP(MD) No.6567 of 2017

MUTHUKUMAR

... PETITIONER / ACCUSED
IN CRL OP(MD) No.6576 of 2017

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE
KOVILPATTI EAST POLICE STATION,
THOOTHUKUDI DISTRICT
(CRIME NO.278/2017)

... RESPONDENT / COMPLAINANT
IN BOTH PETITIONS

For Petitioner : M/S.S.RAMASAMY Advocate IN BOTH PETITIONS

For Respondent : MR.R.RAMACHANDRAN Additional Public Prosecutor
IN BOTH PETITIONS

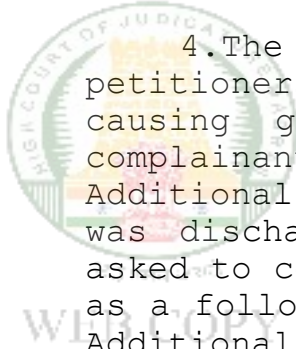
PETITION FOR BAIL Under Sec. 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner/1st accused in Crl.OP(MD)No.6567/2017 and the petitioner/accused in Crl.OP(MD)No.6576/2017, who were arrested and remanded to judicial custody on 11.05.2017, for the offences punishable under Sections 147, 148, 307, 325 & 326 IPC, in Crime No. 278/2017, on the file of the respondent/Police, seek bail.

2.Heard Mr.S.Ramasamy, learned counsel appearing for the petitioners and Mr.R.Ramachandran, learned Additional Public Prosecutor appearing for the respondent/Police.

3.The case of the prosecution is that on 07.05.2017, at about 17.00hrs, the defacto-complainant, Kalairaj was standing near Pasuvanthanai road, Punjab Gramin Bank. These petitioners/accused along with others, due to some previous enmity have attacked the defacto-complainant with knife, stick and hand causing dis-location of teeth and contusions all over the body. The defacto-complainant was taken to hospital by 108 Ambulance service. After on intimation from hospital, case has been registered by the police, against these petitioners and others.



4.The learned Additional Public Prosecutor submits that these petitioners along with five others have involved in this crime, causing grievous injuries on neck and body of the defacto-complainant and his teeth were also dis-located. The learned Additional Public Prosecutor further submitted that injured person was discharged from hospital only on 03.06.2017 and he has been asked to come for review after one month, to have a plastic surgery, as a follow up treatment. In support of his contention, the learned Additional Public Prosecutor submitted the medical discharge summary of Tirunelveli Medical College Hospital.

5.Perusal of the discharge summary issued by the Tirunelveli Medical College Hospital reveals that the defacto-complainant sustained grievous injury and was treated as Inpatient for nearly 25 days. Surgery was also conducted on the patient/defacto-complainant, on 23.05.2017.

6.Considering the facts and circumstances of the case and the nature of injury caused to the victim, this Court is not inclined to grant bail to the petitioners. Accordingly, these bail petitions are dismissed.

sd/-
12/06/2017

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE INSPECTOR OF POLICE
KOVILPATTI EAST POLICE STATION, THOOTHUKUDI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 3 OFFICER IN CHARGE,
SUB JAIL, KOVILPATTI.

+2. CC to M/S.S.RAMASAMY Advocate SR.Nos.23891 & 23890

ORDER
IN
CRL OP(MD) Nos.6567 & 6576 of 2017
Date :12/06/2017

MKV-CM-MSA-SAR 4/13.6.2017/2P-6C