



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

Thursday, the Fifth day of April Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD) No.5273 of 2018

TAMILAN @ THAMILSELVAN,

... PETITIONER/ACCUSED No.3

Vs

THE STATE REP BY ITS
THE SUB INSPECTOR OF POLICE,
SHANARPATTI POLICE STATION,
DINDIGUL DISTRICT.
IN CRIME NO.106 OF 2018.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.A.R.KANNAPPAN Advocate

For Respondent : M/S.PRABU RAMACHANDRAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner is figuring as Accused No.3 in Crime No.106 of 2018 on the file of the respondent police. He was arrested by the respondent police and remanded to judicial custody on 27.02.2018. The case against him is for the offences punishable under Sections 147, 148, 149 and 302 IPC @ Sections 147, 148, 149, 302 and 120(B) IPC. He seeks bail.

2.The name of the petitioner is very much figuring in the FIR, that was registered at the instance of one Kanagaraj, who is the brother of the deceased Ambalraj. From a reading of the FIR, it can be seen that one Paulraj, another brother of the de-facto complainant was murdered in the year 2001 and that case is still pending. It appears that there is a land dispute between the family of A1 and the family of the deceased. Since the deceased family have refused to part with the land in question, the murder of Paulraj had taken place. In the FIR, it is specifically mentioned that A1 and others including the petitioner also threatened the deceased Ambalraj.

3.The learned Government Advocate (Criminal side) submitted that there are two previous cases pending against the petitioner. It is also submitted that the petitioner also took part in the commission of the crime.



4. Taking note of the fact that two murders have been committed in the family of the deceased, this Court is not inclined to grant bail to the petitioner.

Accordingly, this Criminal Original Petition is dismissed.

sd/-
05/04/2018

/ TRUE COPY /

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

TO

- 1 THE SUB INSPECTOR OF POLICE,
SHANARPATTI POLICE STATION,
DINDIGUL DISTRICT.
- 2 THE OFFICER INCHARGE
DISTRICT PRISON, DINDIGUL
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI

+1. CC to M/S.A.R.KANNAPPAN Advocate SR.No.5558

ORDER
IN
CRL OP(MD) No.5273 of 2018
Date :05/04/2018

SMA/RR-CSL/SAR-4/09.04.2018:2P/5c