



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

Thursday, the Thirtieth day of May Two Thousand Nineteen

PRESENT

The Hon`ble Mr.Justice R.PONGIAPPAN

CRL OP(MD) No.7572 of 2019

MUKESHPANDI @ MODI

... PETITIONER / ACCUSED

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
KENIKKARAI POLICE STATION, KENNIKKARAI,
RAMANATHAPURAM DISTRICT.
Crime No.106/2019

... RESPONDENT/ COMPLAINANT

For Petitioner : Mr.P.BALASUBRAMANIAN Advocate

For Respondent : Mr.K.SUYAMBULINGA BHARATHI
Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as accused, was arrested and remanded to judicial custody on 21.04.2019 for the offences punishable under Sections 294(b), 323, 364, 109 @ 294(b), 323, 364, 307 r/w 109(ii) IPC in Crime No.106 of 2019, on the file of the respondent Police, seeks bail.

2.The case of the prosecution is that due to family dispute, the petitioner and other accused abducted the brother of the defacto complainant, assaulted him and attempted to commit murder.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he did not commit any offence as alleged by the prosecution.



4. On the other hand, the learned Government Advocate (Criminal Side) has specifically submitted that the petitioner is having the following seven previous cases.

WEB COPY

Sl.No.	Cr.No.	Offence	Police Station
1.	119/2018	u/s.147, 148, 324, 307, 302, 506(ii), 120(b), 212, 326, 149, 109 and 342 IPC	B3 Police Station
2.	263/2018	u/s.147, 148, 341, 323, 324, 506(ii) and 379 IPC	B3 Police Station
3.	8/2018	u/s.147, 148, 294(b), 323, 324, 506(ii) and 307 IPC	B3 Police Station
4.	71/2019	u/s.294(b), 324, 506(ii) IPC and Section 4 of Women Harassment Act	B3 Police Station
5.	100/2019	u/s.341, 294(b), 323, 324 and 506(ii) IPC	B3 Police Station
6.	10/2019	u/s.392 IPC	Uchipuli Police Station
7.	157/2018	294(b), 323, 506(ii), 379 NH and 3 of PPD L Act	Devipattinam Police Station

However, he has stated that a substantial portion of investigation has been completed.

6. In the said circumstances, even though further custody of the petitioner is not necessary for completing the investigation, in this case, considering the fact that seven previous cases are pending as against the petitioner, this Court comes to the conclusion that if these type of petitioners are released on bail, they may try to tamper the witness and hamper the investigation. Therefore, this petition is dismissed.

sd/-
30/05/2019

/ TRUE COPY /



- TO
1. THE INSPECTOR OF POLICE,
KENNIKKARAI POLICE STATION, KENNIKKARAI,
RAMANATHAPURAM DISTRICT.
 2. THE OFFICER INCHARGE,
SUB JAIL, RAMANATHAPURAM.
 3. THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP (MD) No.7572 of 2019
Date : 30/05/2019

TK/PN/SAR-3/06.06.2019/3P/4C