



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

Date : 25/07/2019

PRESENT

The Hon`ble Mr.Justice P.RAJAMANICKAM

CRL OP(MD). No.10504 of 2019

1.Vetriselvan
2.Ganesan

... Petitioners/Accused
No.3 and 4

Vs

The State Rep.by
The Inspector of Police,
Nalattinpudur Police Station,
Thoothukudi District.
Crime No.94 of 2019

... Respondent/Complainant

For Petitioner : M/s.M.Maria Vinola,
Advocate.

For Respondent : Mr.V. Neelakandan,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No. 94 of 2019 on the file of
the Respondent police.

ORDER : The Court Made the following order :-

The petitioners/ accused no.3 and 4, who apprehend arrest at
the hands of the respondent police for the offences punishable under
Sections 147, 148, 294 (b), 324, 323, 307 and 506 (ii) of IPC, seek
anticipatory bail.

2. Heard both sides.

3.The learned counsel appearing for the petitioners has
submitted that as per the FIR, on 14.06.2019, the defacto
complainant, who is the lorry driver has participated in the temple
festival and he questioned the petitioners regarding the money
collected from the public for the celebration of the festival.
Hence, the petitioners attacked the defacto complainant with aurval
and beer bottle. Due to this, the defacto complainant sustained
grievous injury. He further submitted that the petitioners are



innocent persons and they were falsely implicated in this case. He further submitted that the injured was also discharged from the hospital, and hence, he prayed for grant of anticipatory bail to the petitioners.

4. The learned Additional Public Prosecutor appearing for the respondent has submitted that this is the second anticipatory bail application and during the temple festival, the petitioners assaulted the defacto complainant with aruval and beer bottle and criminally intimidated him. He further submitted that one previous case is pending against the petitioners under Section 307 IPC, Hence, he opposed this petition.

5. Taking into consideration of the facts and circumstances of the case and also considering the submissions made by the learned Additional Public Prosecutor that one previous case is pending against the petitioners under Section 307 of IPC and also the fact that there is no change in facts and circumstances of the case, this Court is not inclined to grant anticipatory bail to the petitioners.

6. Hence the anticipatory bail petition is dismissed.

sd/-

25/07/2019

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

TO

1. THE INSPECTOR OF POLICE,
NALATTINPUDUR POLICE STATION,
THOOTHUKUDI DISTRICT.

2. THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.M.MARIA VINOLA Advocate SR.No.12259

ORDER

IN

CRL OP(MD) No.10504 of 2019

Date : 25/07/2019

aav

TK/PN/SAR.2/29.07.2019/2P/4C