



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/12/2019

WEB COPY

PRESENT

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

CRL OP(MD). No.19008 of 2019

U.Jayakumar

... Petitioner/Accused No.3

Vs

State through
The Inspector of Police,
Thallakulam, (Cr.) Police Station,
Madurai District.
(In Crime No.1924/2019).

... Respondent/Complainant

For Petitioner : M/s.R.Yamuna, Advocate.

For Respondent : Mr.A.Robinson,
Government Advocate (Crl.Side)

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

PRAYER :-

For Bail in Crime No. 1924/2019 on the file of the Respondent Police.

ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent.

2.The petitioner is in custody since 24.11.2019, for the offences under Sections 406 and 420 of I.P.C., in Crime No.1924 of 2019, on the file of the respondent police. Hence, he seeks bail.

3.The petitioner's counsel states that the main accused in this case is one Sekar and that the police are conveniently sparing him. She produced materials to indicate that she had already moved this Court in Crl.O.P.(MD)No.863 of 2015 and even though a direction was given on 17.03.2015, no action has been taken. The petitioner's counsel also pointed that the petitioner had remitted substantial amount in the bank account of Sekar. She claimed that the petitioner is the victim of circumstances and that he has been falsely

4. The
the grant

5.I carefully considered the rival contentions.

7. In the FIR, the defacto complainant had clearly and categorically held that he first came in touch with the petitioner herein and based on his assurance that he would secure him public employment, he parted with a sum of Rs.5,00,000/-. He had also mentioned the name of few other victims.

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to bring this to the attention of the Superintendent of Police (Rural), Madurai, for taking further action in the matter.

9. Since the investigation in Crime No.1924 of 2019, on the file of Thallakulam Crime Police Station is also not satisfactory, the same is transferred to City Crime Branch, Madurai City. It shall be personally monitored by the Assistant Commissioner of Police, Madurai.

10. Since there are sufficient *prima facie* materials against the petitioner herein and since it is a case of job racketing and the main accused is still not arrested, I am not inclined to grant bail to the petitioner and the criminal original petition stands dismissed.

11. The petitioner's counsel states that the petitioner is seriously ill. The prison authority is directed to provide appropriate treatment to the petitioner.

sd/-

19/12/2019

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE No.II, MADURAI.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI DISTRICT.
3. THE ASSISTANT COMMISSIONER OF POLICE, MADURAI.
4. THE SUPERINTENDENT,
CENTRAL PRISON, MADURAI.
5. THE INSPECTOR OF POLICE,
THALLAKULAM, (CR.) POLICE STATION,
MADURAI DISTRICT.
6. THE OFFICER IN-CHARGE,
CITY CRIME BRANCH, MADURAI CITY.
7. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN

CRL OP(MD) No.19008 of 2019

Date :19/12/2019

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