

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 27.07.2020

CORAM :

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.11180 of 2020

Amulraj @ Amul

... Petitioner

Vs.

State Rep. By:

The Inspector of Police

Peerankaranai Police Station

Kanchipuram District

(Crime No.781 of 2020)

... Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Criminal Procedure Code to enlarge the petitioner on bail in Crime No.781 of 2020 pending on the file of the Respondent Police.

For Petitioner : Mr.A.Saranraj

For Respondent : Mr.T.Shunmugarajeswaran
Government Advocate (Crl. Side)

O R D E R

(The case has been heard through video conference)

The petitioner, who was arrested and remanded to judicial custody on 07.06.2020 for the offences punishable under Section 294(b), 341, 506(2) and 307 IPC, in Crime No.781 of 2020 on the file of the respondent police, seeks bail.

2. The case of the prosecution as per the defacto complainant one Vijayapandi is that he is working under one Saravanan who is the supplier in a TASMAL Bar. The petitioner along with two other accused demanded liquor during the lockdown period. When the defacto complainant refused to provide the same, the petitioners have waylaid and assaulted the said Saravanan / victim indiscriminately with machetes, due to which, the victim's jaw has been dislocated.

3.The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner has nothing to do with the alleged offence.

4. The learned Government Advocate (Crl. Side) would submit that the accused is a notorious element and on 31.05.2020, during the lockdown period, the petitioner along with other two accused demanded liquor from the defacto complainant who is working under one Saravanan, who is running a TASMAL Bar. When the defacto

complainant refused, the petitioner along with other accused assaulted the victim indiscriminately with machete, resulting in the said Saravanan sustaining serious injury in the jaw and his jaw was dislocated. Hence, he strongly oppose for the grant of bail to the petitioner stating that if the petitioner is enlarged on bail, he will not co-operate with the investigation and he may threaten the witnesses.

5. Taking into consideration of the facts and circumstances and also the submissions made by the learned Government Advocate (Crl. Side), this court is not inclined to grant bail to the petitioner.

6. This Criminal Original Petition stands dismissed accordingly.

-sd/-
27/07/2020

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

2 THE SUPERINTENDENT,
CENTRAL PRISON, PUZHAL,
CHENNAI.

3 THE INSPECTOR OF POLICE,
PEERKANKARANAI POLICE STATION,
KANCHIPURAM DISTRICT.

CC to M/S A.SARANRAJ Advocate on payment of necessary charges

CRL OP.11088/2020

Date :27/07/2020

MK:25/08/2020