

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.07.2020

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

CrI.OP.No.11092 of 2020

Appu @ Sivaganesh

... Petitioner

Vs.

The State of Tamil Nadu rep by
The Inspector of Police,
Vedaranyam Police station,
Nagapattinam District,
Crime No.990 of 2020

.... Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,
praying to enlarge the petitioner on bail in the event of arrest in
Crime No.990 of 2020 on the file of the respondent police.

For Petitioner : M/s. S.N.Subramani
K.Gopi

For Respondent : Mr.M.Mohamed Riyaz,
Additional Public Prosecutor

O R D E R

(This case has been heard through video conference)

The petitioner who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 294(b), 324, 307 and 506(ii) IPC, in Crime No.990 of 2020, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused were drinking liquor near a temple and when the same was questioned by the defacto complainant, the petitioner and the other accused assaulted the defacto complainant with knife and wooden log, thereby causing injuries to him. Hence, the complaint.

3. The learned Counsel for the petitioner submitted that the petitioner is innocent and that a false case has been foisted against him. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the other accused were drinking liquor near a temple and when the same was questioned by the defacto complainant, the petitioner and the other accused assaulted the defacto complainant with Aruval at back of the head. He further submitted that the injured is still in hospital and the other arrested accused are still in custody. Therefore, he opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration the fact that the injured is still in hospital and the other arrested accused are still in custody, this Court is not inclined to grant anticipatory bail to the petitioner and accordingly, the Criminal Original Petition is dismissed.

-sd/-
29/07/2020

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 JUDICIAL MAGISTRATE,
VEDARANYAM.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,
VEDARANYAM POLICE STATION,
NAGAPATTINAM DISTRICT.

CC to M/S.S.N.SUBRAMANI Advocate on payment of necessary charges

WEB COPY

CRL OP.11092/2020

Date :29/07/2020

cs 25/08/2020