

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 18.08.2020

CORAM :

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

Cr1.O.P.No.12459 of 2020

S.Subramani

... Petitioner

Vs.

State Represented by
The Inspector of Police
Fairlands Police Station,
Salem District.
Crime No.794 of 2020.

... Respondent

PRAYER: Criminal Original Petitions are filed under Section 439 of Criminal Procedure Code to enlarge the petitioner on bail in the event of his arrest in Crime No.794 of 2020 pending investigation on the file of the respondent police.

For Petitioner : Mr.T.Balachandran

For Respondent : Mr.K.Prabakar

Additional Public Prosecutor

ORDER

(The case has been heard through video conference)

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 341, 393 of IPC altered to 341, 392 r/w 397, 506(ii) 363 and 511 of IPC in Crime No.794 of 2020 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 04.07.2020, when the defacto complainant was returning home in his car, at that the accused way laid the defacto complainant at knife point and also kidnapped him for ransom. Thereafter, the public came to the occurrence place, accused had ran away from the place along with a sum of Rs.16,000/- . Hence the complaint.

3. The learned Counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution and a false case has been foisted against him. He further submitted that based on the confession statement the petitioner was implicated in this case.

Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner along with other accused have way laid the defacto complainant and also snatched a sum of Rs.16,000/- from the defacto complainant. He further submitted that the custodial interrogation of the petitioner is essential. He further submitted that a sum of Rs.10,000/- and 4 knife and 2 Motor cycle have been recovered from the arrested accused persons. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration the allegations that the case is in the initial stage of the investigation and that the custodial interrogation of the petitioner is essential, this Court is not inclined to grant anticipatory bail to the petitioner.

6. This Criminal Original Petition stands dismissed accordingly.

-sd/-

18/08/2020

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 INSPECTOR OF POLICE,
FAIRLANDS POLICE STATION,
SALEM DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.T.BALACHANDRAN Advocate on payment of necessary charges

WEB COPY

CRL OP.12459/2020

Date :18/08/2020

TA-14/09/2020