

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.08.2020

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No. 12704 of 2020

Kavi Bharathi

... Petitioner/Accused-1

Vs.

The State Rep. by its ... Respondent/Complainant
The Inspector of Police,
All Women Police Station-Virudhachalam,
Virudhachalam,
Cuddalore District.
Crime No.8 of 2020.

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,
praying to enlarge the petitioner on the bail in the event of
arrest in Crime No.8 of 2020 pending on the file of the respondent.

For Petitioner : M/s.Sathiyaraj E.

For Respondent : Mr.S.Karthikeyan

Additional Public Prosecutor

ORDER

The petitioner who apprehend arrest at the hands of the
respondent police for the offences punishable under Sections 294
(b), 376, 417 and 506(ii) of IPC, in Crime No.8 of 2020, seeks
anticipatory bail.

2. The case of the prosecution is that totally there are three
accused in this case. The petitioner arrayed as A1, A2 and A3 are
parents of the petitioner. The defacto complainant on pretext of
false promise made by A1 that he will marry her, she had sexual
intercourse with A1. Thereafter, A1 refused to marry the defacto
complainant. Hence the complaint.

3. The learned counsel for the petitioner submitted that the
co-accused/A2 & A3 has been granted anticipatory bail by this Court
in Crl.O.P.No.9113 of 2020 by an order dated 25.06.2020. Hence,
he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that A1/petitioner has committed rape on the pretext of marriage and thereafter cheated the defacto complainant. He further submitted that there is no change of circumstances. Hence, he vehemently opposed the grant of bail to the petitioners.

5. Considering the facts and circumstances of the case and the fact that there is no change in circumstances, this Court is not inclined to grant anticipatory bail to the petitioner. Hence, this Criminal Original Petition is dismissed.

-sd/-

27/08/2020

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,
ALL WOMEN POLICE STATION,
VIRUDHACHALAM, VIRUDHACHALAM,
CUDDALORE DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.SATHIYARAJ E. Advocate on payment of necessary charges

CRL OP.12704/2020

Date :27/08/2020

TA-21/09/2020

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