



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 21.08.2020

CORAM :

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

Crl.O.P.No.12699 of 2020

Manikandan

... Petitioner

Vs.

State represented by
The Inspector of Police
Pollachi Bazaar Police Station
Coimbatore District
(Crime No.1003 of 2020)

... Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Criminal Procedure Code to enlarge the petitioner on bail in connection with the case in Crime No.1003 of 2020 pending investigation on the file of the Respondent Police.

For Petitioner : Mr.D.R.Arun Kumar

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

ORDER

(The case has been heard through video conference)

The petitioner, who was arrested and remanded to judicial custody on 31.05.2020 for the offences punishable under Section 174 Cr.P.C. altered to 342 and 302 IPC, in Crime No.1003 of 2020, seeks bail.

2.The case of the prosecution as per the defacto complainant is that the petitioner is the adopted son of her paternal uncle. The petitioner had committed the murder of her paternal uncle by hitting him with a bamboo stick for not transferring the properties in his favour.

3.The learned counsel appearing for the petitioner would submit that the petitioner is the adopted son of the deceased. The defacto complainant and her family members right from the beginning were against the adaption of the petitioner. He would further submit that the defacto complainant and her family members very well know the fact that the deceased fell down and sustained injuries and died, but the defacto complainant has lodged a false complaint and projected the



(h) On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala [(2005)AIR SCW 5560];

(i) If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

6. With the above directions, this Criminal Original Petition is ordered.

-sd/-
21/08/2020

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 JUDICIAL MAGISTRATE NO.II,
POLLACHI.

2 THE JUDICIAL MAGISTRATE NO.1,
POLLACHI.

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
POLLACHI BAZAAR POLICE STATION,
COIMBATORE DISTRICT.

5 THE SUPERINTENDENT,
CENTRAL PRISON, COIMBATORE.

+1 CC to M/S. D.R.ARUN KUMAR Advocate on payment of necessary charges SR.NO. 6007

CRL OP.12699/2020

Date :21/08/2020

MN-25/08/2020