

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.08.2020

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

CrI.OP.No.12689 of 2020

1.Settu @ Ponnurangam
2.Malar
3.Rekha

... Petitioners

Vs.

The State rep by
The Inspector of Police,
Arakkonam Town Police Station,
Arakkonam,
Ranipet District.
Crime No.758/2020.

.... Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,
praying to enlarge the petitioners on bail in the event of their
arrest in Crime No.758 of 2020 on the file of the respondent police.

For petitioners : Mr. S.Sugendran

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

ORDER

(This case has been heard through video conference)

The petitioners who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 147, 148, 341, 294(b), 324, 323, 307, 506(i), 506(ii) IPC, in Crime No. 758 of 2020, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution as per the *de facto* complainant is that due to previous enmity with regard to property the petitioners along other accused assaulted the *de facto* complainant and his friends with iron rod, knife and stones on the head and due to which the *de facto* complainant and his friends sustained injury.. Hence the complainant.

3. Learned counsel for the petitioners would submit that the petitioners are innocent and due to previous enmity with regard to the property, false complaint has been foisted against them. Hence, he prays for grant of anticipatory bail to the petitioners.

4. Learned Additional Public Prosecutor would submit that there are two victims in this case and the injured are still in hospital and apart from that the arrested accused are in custody. Therefore, he opposed to grant anticipatory bail to the petitioners.

5. Since, the statement of the learned Additional Public Prosecutor that 'the injured are still in hospital' was refuted by the learned counsel for the petitioner, this Court directed the learned Additional Public Prosecutor to verify it and report and thereby, during the afternoon session, he produced the photographs taken from the hospital where the victims were taking treatment.

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

-sd/-

26/08/2020

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,
SHOLINGHUR.

2 THE CHIEF JUDICIAL MAGISTRATE
VELLORE [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
ARAKKONAM TOWN POLICE STATION,
ARAKKONAM, RANIPET DISTRICT.

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

CRL OP.12689/2020

Date :26/08/2020