

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 02.09.2020

CORAM :

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

Crl.O.P.No.13491 of 2020

Tamil @ Tamilarasan
S/o.Pugazhendhi

... Petitioner

-Vs.-

State of Tamil Nadu Rep. by its
The Inspector of Police (Crime),
M-1, Madhavaram Police Station,
Madhavaram, Chennai.
Crime No.3271/2020

... Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Criminal Procedure Code to enlarge the petitioner on bail in Crime No.3271 of 2020 on the file of the Respondent.

For Petitioner : Mr.A.Thirumaran
For Respondent : Mr.T.Shanmugarajeswaran
Government Advocate (Crl. Side)

O R D E R

(The case has been heard through video conference)

The petitioner, who was arrested and remanded to judicial custody on 28.07.2020 for the offence punishable under Sections 341, 294(b), 323, 307 of IPC in Crime No.3271 of 2020, seeks bail.

2. The case of the prosecution as per the de facto complainant Gunasekar is that on 28.07.2020, the de facto complainant was playing cards with his friends. At that time, the petitioner had come there and started a quarrel with the de facto complainant and assaulted him with a broken bottles and stabbed him near the neck, due to which, he sustained grievous injuries.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and a false case has been registered against him for statistical purpose. He would further submit that the petitioner was arrested on 28.07.2020 and he is in custody for more than 35 days. Hence, he prays for grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent, would submit that the petitioner is a notorious

element and on 28.07.2020, while the de facto complainant and his friends were playing cards, the petitioner started a quarrel and he also stabbed the de facto complainant with broken bottle near the neck. He would submit that as far as this petitioner is concerned, there are 11 previous cases of similar in nature. He has also given the list of the same. Hence, he objected for the grant of bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case and that the petitioner is involved in 11 previous cases and that he is arrested only on 28.07.2020, this Court is not inclined to grant bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed for the present.

-sd/-

02/09/2020

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 DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, MADHAVARAM

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE OFFICER INCHARGE
SUB-JAIL, PONNERI

4 THE INSPECTOR OF POLICE (CRIME)
M-1, MADHAVARAM POLICE STATION,
MADHAVARAM, CHENNAI.

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

CRL OP.13491/2020

Date :02/09/2020

RD 14/09/2020