

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.09.2020

CORAM

THE HONOURABLE MR. JUSTICE A. D. JAGADISH CHANDIRA

CrI.O.P.No.14246 of 2020

M.Prakash

... Petitioner

Vs.

The State Represented by,

The Inspector of Police,

Somangalam Police Station.

Crime No.661 of 2020. Respondent

Prayer: Criminal Original Petition filed under Section 438 of Cr.P.C., to enlarge the petitioner on bail in the event of his arrest in Connection with the Crime No.661 of 2020 pending on the file of the respondent police.

For Petitioner : Mr.M.Arul

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

ORDER

(This case has been heard through video conference)

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 294(b), 392, 397, 307, 506(2) of IPC, in Crime No.661 of 2020, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution as per the defacto complainant is that on 01.06.2020 at about 11.00 a.m., he was speaking with his friend on cell phone at that time the accused person threatened him with knife and taken away a sum of Rs.600/- and cell phone. The petitioner abused the defacto complainant with filthy language and assaulted him.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. He would further submit that a false case has been foisted against the petitioner and therefore, he prays for grant of anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor would vehemently opposed by stating that the petitioner snatched the defacto complainant's cellphone worth of Rs.14,000/- at knife point. He would also submit that the petitioner is a habitual offender and involved in 20 cases of similar in nature which is as follows:

SL.No	Crime No.	Offences
1	Crime No.138/2017	380,457-IPC@ 34,380,457-IPC
2	Crime No.197/2017	399- IPC
3	Crime No.582/2018	394-IPC@34,394-IPC
4	Crime No.151/2018	394,397- IPC@34,341,392,397,414-IPC
5	Crime No.427/2017	379 IPC
6	Crime No.449/2019	399- IPC
7	Crime No.1280/2016	379- IPC@392- IPC
8	Crime No.1859/2017	379- IPC
9	Crime No.549/2019	75-TNCP ACT
10	Crime No.1231/2016	379- IPC34,392- IPC
11	Crime No.1587/2016	392- IPC@34,392- IPC
12	Crime No.901/2016	294(b),324,506(2) - <u>IPC@147,148,294(B),</u> <u>323,324,341,506(2)- IPC</u>
13	Crime No.1884/2017	380- IPC@380,451- IPC
14	Crime No.1061/2016	379- IPC
15	Crime No.528/2016	379- IPC
16	Crime No.544/2016	392- IPC
17	Crime No.567/2016	294(B),336,341,397,427506(2) - IPC@ 294(B),336,341,397,506(2)- IPC
18	Crime No.817/2016	379- IPC
19	Crime No.837/2016	379- IPC
20	Crime No.680/2020	294(b),323,324,307,506(2) of IPC

5. Considering the above facts and circumstances of the case and also considering the bad antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Hence, this Criminal Original Petition is dismissed.

-sd/-
14/09/2020

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 JUDICIAL MAGISTRATE,
SRIPERUMBATHUR.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,
SOMANGALAM POLICE STATION.

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

CRL OP.14246/2020

Date :14/09/2020

MK:28/09/2020

सत्यमेव जयते
WEB COPY