



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 31/08/2020

PRESENT

The Hon`ble Mr.Justice V.BHARATHIDASAN

CRL OP(MD) . No.9098 of 2020

Mariselvan

... Petitioner/Accused 2

Vs

The State rep by
The Inspector of Police,
Valliyoor Police Station,
Tirunelveli District.
in Crime No. 44 of 2020.

... Respondent/Complainant

For Petitioner : Mr. J.Vishnu,
Advocate.

For Respondent : Mr.M.Chandrasekaran,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For a Bail in Crime No. 44 of 2020 on the file of the
respondent police

ORDER : The Court made the following order :-

The petitioner/A2 herein was arrested and remanded to judicial
custody on 13.07.2020 for the alleged offences under Sections
457,380 and 414 of IPC.

2. The case of the prosecution is that the petitioner herein
along with A1 in this case is said to have broke open the battery
shop and stolen 63 batteries and also sold 10 batteries. Hence the
complaint.

3. The learned counsel for the petitioner would submit that A1
in this case was released on bail and the and the same parity may
be shown to this petitioner also.



4. The Additional Public Prosecutor would submit that the petitioner is having 15 previous cases of similar nature and he is a habitual offender. He would also submit that if the petitioner is released on bail, he will indulge in similar type of offence again.

5. Taking into consideration all the facts and circumstances of the case and also the fact that the petitioner is having 15 previous of similar nature and a habitual offender, this Court is not inclined to grant bail to the petitioner.

6. Hence this petition stands dismissed.

sd/-
31/08/2020

/ TRUE COPY /

/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1. THE SUPERINTENDENT,
CENTRAL PRISON, PALAYAMKOTTAI.
2. THE INSPECTOR OF POLICE,
VALLIYOOR POLICE STATION,
TIRUNELVELI DISTRICT.
3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.9098 of 2020
Date : 31/08/2020

aav
AE/PN/SAR-II (02.09.2020) 2P 4C