



WEB COPY

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

Date : 14/12/2020

PRESENT

The Hon'ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD). No.14634 of 2020

Rahul @ Subash Rahul

... Petitioner/
Accused Rank not known

Vs

The State rep. by
The Inspector of Police,
Kotticode Police Station,
Kanyakumari District.
(Crime No. 121/2019).

... Respondent/Complainant

For Petitioner : Mr.A.Balakrishnan,
Advocate.

For Respondent : M/s.M.AnanthaDevi,
Government Advocate (Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Section 438 of Cr.P.c

PRAYER :- For Anticipatory bail in Crime No. 121 of 2019 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner, who is arrayed as accused (Rank not known) apprehending arrest at the hands of the respondent police for the offence punishable under Section 379 of IPC, in Crime No.121 of 2019, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant parked the bullet two wheeler in front of his house and the same was stolen by somebody. Hence, the complaint.

3.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent Police.

4.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely



implicated in this case. Hence, he prayed for anticipatory bail to the petitioner.

5.The learned Government Advocate (Criminal Side) appearing for the respondent Police submitted that the petitioner is having 7 previous cases similar in nature.

6.This is the second application and there is no change of circumstances to entertain this application. Taking into considering the fact that the petitioner is having 7 previous cases similar in nature, the custodial interrogation of the petitioner is absolutely necessary. Hence, this Court is not inclined to grant anticipatory bail to the petitioner.

7.Accordingly, this Criminal Original Petition stands dismissed.

sd/-
14/12/2020

/ 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 INSPECTOR OF POLICE,
KOTTICODE POLICE STATION,
KANYAKUMARI DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.14634 of 2020
Date :14/12/2020

VSG
SRS/JC/SAR-II/17.12.2020/2P/3C