



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Thirtieth day of September Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.17616 of 2021

1 ESWARAMOORTHY

[PETITIONERS / ACCUSED]

2 A.C.MUTHUSAMY

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE,
ANNUR POLICE STATION,
COIMBATORE DISTRICT
CR NO. 458/2019

[RESPONDENT]

For Petitioner : M/S.S.PARTHASARATHY Advocate

For Respondent : M/S. C.E.PRATAP, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest for the alleged offence punishable under Section 302 IPC, in Crime No.458 of 2021 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that one unknown dead body was found in the nearby lake. After investigation revealed that the deceased was the son of the defacto complainant and further investigation revealed that the deceased was murdered by the co accused/bar owners of the locality. Hence, the Law Enforcing Agency registered a case against the petitioner.

3.The learned counsel appearing for the petitioner submits that the petitioner did not committed any such offence as alleged by the prosecution and they have been falsely implicated in this case. Hence, he prays for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) submits that the petitioners are the bar owners and there was a dispute in the bar while consuming the alcohol. The petitioners are brothers and attacked



the deceased and he thereby lost his life. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the considering that nature of offence, this Court is not inclined to grant anticipatory bail to the petitioners.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

30/09/2021

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 INSPECTOR OF POLICE,
ANNUR POLICE STATION,
COIMBATORE DISTRICT

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S.S.PARTHASARATHY Advocate on payment of necessary charges SR.No.10846

CRL OP.17616/2021

Date :30/09/2021

APN 07/10/2021