



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Twenty Fifth day of November Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.21865 of 2021

VINAYAGAMOORTHY

[PETITIONER / ACCUSED]

Vs

STATE REP BY
THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
NAGAPATTINAM DISTRICT.
(CR.NO.20 OF 2021)

[RESPONDENT]

For Petitioner : M/S.P.MUTHAMIZH SELVAKUMAR Advocate

For Respondent : MR.S.BALAJI, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest for the alleged offence punishable under Sections 294(b), 509, 354(b) Indian Penal Code 1882 R/W Section 4 of Tamil Nadu Prohibition of Women Harassment Act, in Crime No.20 of 2021, on the file of the respondent police, seeks anticipatory bail.

2. This is the second anticipatory bail application filed before this Court. The case of the prosecution is that the defacto complainant is a widow and has one female child. Taking advantage of her loneliness, the petitioner had frequently sent obscene messages and photos to the defacto complainant's mobile phone and threatened the defacto complainant for his lust. Hence, the complaint.

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

4. The learned Government Advocate (Crl.Side) submits that earlier this Court dismissed the petitioner's anticipatory bail application in Crl.O.P.No.18441 of 2021 dated 08.10.2021 on the ground that the petitioner is said to have threatened the defacto



complainant and demanded for sexual affairs. He further submits that the investigation has been completed and there is no change of circumstances. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

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5. In view of the fact that there being no change of circumstances pointed out, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

25/11/2021

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,
ALL WOMEN POLICE STATION,
NAGAPATTINAM DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.P.MUTHAMIZH SELVAKUMAR Advocate on payment of
necessary charges

CRL OP.21865/2021

Date :25/11/2021

CSK 06/12/2021