



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Tuesday, the Twenty Third day of November Two Thousand Twenty One

PRESENT

The Hon`ble Mrs Justice T.V. THAMILSELVI

CRIMINAL ORIGINAL PETITION No.21956 & 22014 of 2021

R.SURIYA KUMAR

[PETITIONER / ACCUSED
IN CRL.O.P.Nos.21956/2021]

D.DINESH KUMAR

[PETITIONER / ACCUSED
IN CRL.O.P.Nos.22014/2021]

Vs

STATE REP.BY ITS
THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH POLICE STATION,
COIMBATORE DISTRICT.
CR.NO.21 OF 2021.

[RESPONDENT
IN BOTH PETITION]

For Petitioner : M/S. W.CAMYLES GANDHI, Advocate
[IN CRL.O.P.Nos.21956/2021]

M/S J.JAYAN, Advocate
[IN CRL.O.P.Nos.22014/2021]

For Respondent : MR.N.S.SUGANTHAN, Govt. Advocate (Crl. Side)
[IN BOTH PETITION]

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

(The case has been heard through video conference)

The petitioners who were arrested and remanded to judicial custody on 21.10.2021 for the offences under Sections 147, 148, 294(b), 323, 506(ii), 307, 406, 420, 419, 489(B), 489(C) & 120(B) IPC, r/w Section 25(1A) Arms Act, 1959, in Crime No.21 of 2021, on the file of the respondent police, seek bail.



2. The case of the prosecution is that there are eight accused in this case. The defacto complainant was doing textile business. Thereafter, due to Covid-19 pandemic situation, he suffered loss in the business. Hence, the defacto complainant informed the same to his friend in turn, he introduced his friend/A4 to the defacto complainant. A4 informed the defacto complainant that there is a Rice Fulling article and they have got Collector's Order for the same and demanded a sum of Rs.22.50 lakhs. Believing their words, the defacto complainant gave the amount to the accused persons. Thereafter, the accused persons asked the defacto complainant to come near Karpagam College to get the Rice Fulling article. Accordingly, the defacto complainant along with his friend went there. At that time, A1 to A3 came and took them to Chettipalayam and when the defacto complainant asked the accused to show the Collector's Order for the said Rice Fulling article, there arose a wordy quarrel between them. Subsequently, the accused returned a sum of Rs.5 lakhs to the defacto complainant. Later on verification, he came to know that the said notes are fake one. Hence the complaint.

3. The learned counsels for the petitioners/A5 and A2 would submit that the petitioners are innocent persons and they have been falsely implicated in this case. He would further submit that the petitioners have been suffering incarceration for more than 30 days from 21.10.2021 and would pray for grant of bail to the petitioners.

4. The learned Government Advocate (Crl. Side) would raise objection stating that the investigation is at the initial stage and more than Rs.26,00,000/- is involved in this case whereas, only Rs.26,000/- has been recovered.

5. Considering the nature of the allegation levelled against the petitioners and that the investigation is at the initial stage, this Court is not inclined to grant bail to the petitioners. Accordingly, the Criminal Original Petitions are dismissed.

-sd/-
23/11/2021

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,
DISTRICT CRIME BRANCH POLICE STATION,
COIMBATORE DISTRICT.

2 THE SUPERINTENDENT,
CENTRAL PRISON, COIMBATORE.

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S. W.CAMYLES GANDHI Advocate on payment of necessary
charges

CRL OP.21956 & 22014 /2021

Date :23/11/2021

JPA 29/11/2021