



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Sixth day of December Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.23378 of 2021

NIKAS ALI

[PETITIONER / ACCUSED]

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
UDUMALPETTAI POLICE STATION,
TIRUPPUR DISTRICT
CRIME NO.1/2021

[RESPONDENT]

For Petitioner : M/S.B.MOHAN 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 was apprehends arrest for the alleged offence under Sections 376(2)(f), 376(2)(n), 109, 509, 506(i) IPC in Crime No.1 of 2021, seeks anticipatory bail.

2. It is the case of the prosecution that A1/petitioner herein is the husband of the defacto complainant's aunt and he continuously raped the defacto complainant and taken photographs and video of the defacto complainant when she was unconscious. Taking advantage of this, A1/petitioner threatened the defacto complainant and on compulsion, he had sexual intercourse with her and also received money on various occasions. Hence this complaint.

3. It is seen from records that this is the second bail petition filed by the petitioner. The previous order, dismissing the Criminal Original petition in Crl.O.P.No.3153 of 2021 was passed by this Court on 09.04.2021.



4. The learned Government Advocate (Crl. side) submitted that there is no change in circumstances after the previous order was passed on merits. Hence, the learned Government Advocate vehemently opposed to grant anticipatory bail to the petitioner.

5. In view of the submission made by the learned Government Advocate, no change of circumstances arises for considering the second bail petition. Hence, this Criminal Original petition is dismissed.

-sd/-

06/12/2021

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,
UDUMALPETTAI POLICE STATION,
TIRUPPUR DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.B.MOHAN Advocate on payment of necessary charges

CRL OP.23378/2021

Date :06/12/2021

RW 14/12/2021