



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

Wednesday, the Twelfth day of May Two Thousand and Twenty One

WEB COPY

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP (MD) . No.6614 of 2021

N.Surya

... Petitioner/Accused No.2

Vs

State through represented by
The Inspector of Police,
Thottiyam Police Station,
Trichy District.
Crime No.136 of 2021.

... Respondent/Complainant

For Petitioner : Mr.Anandakumar N,
Advocate.

For Respondent : Mr.R.Srinivasan,
Government Advocate (Crl.Side)

PETITION FOR **BAIL** Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.136 of 2021 on the file of the Respondent Police.

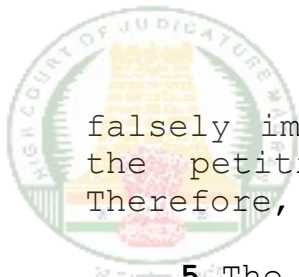
ORDER : The Court made the following order :-

The petitioner/Accused No.2, who was arrested on 10.04.2021 for the offence punishable under Section 302 of IPC in Crime No.136 of 2021 on the file of the respondent police, seeks bail.

2. Heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side) for the respondent police.

3. The case of the prosecution is that the defacto complainant's son was found dead and the petitioner along with other accused attacked the deceased with deadly weapons. Hence, the present case.

4. The learned counsel for the petitioner submitted that petitioner is an innocent person and he has not committed any offence as alleged by the prosecution and the petitioner has been



falsely implicated in the present case. He further submitted that the petitioner has been in judicial custody from 10.04.2021. Therefore, he seeks bail.

5. The learned Government Advocate (criminal side), on instructions, submitted that there is a proposal to invoke Gundas Act against the accused. Therefore, he opposes this petition.

6. Considering the facts and circumstances of the case and the fact that there is a proposal to invoke Gundas Act against the accused, this Court is not inclined to grant bail to the petitioner. Accordingly, this criminal original petition is dismissed.

sd/-
12/05/2021

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/ /2021
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
THOTTIYAM POLICE STATION, TRICHY DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 3 THE SUPERINTENDENT, CENTRAL PRISON, TRICHY.

ORDER
IN
CRL OP(MD) No.6614 of 2021
Date :12/05/2021

SM
CSL/MNR/SAR-IV/20.05.2021 : 2P/4C