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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 02/07/2021

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD) . No.8708 of 2021

D.Thambidurai

... Petitioner/Accused No.8

Vs

State rep by  
The Inspector of Police,  
Vaiyampatti Police Station,  
Trichy District.  
(Crime.No. 147 of 2021).

... Respondent/Complainant

For Petitioner : Mr.Sivabalan.K,  
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,  
Additional Public Prosecutor

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

PRAYER :-

For Bail in Crime No.147 of 2021 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/A8, who was arrested on 26.05.2021 for the offences punishable under Section 366(A) of IPC @ 366(A) of IPC and Sections 3(a), 4,5(1),6 of POCSO Act in Crime No.147 of 2021 on the file of the respondent police, seeks bail.

2. This is the second bail petition filed by the petitioner and the earlier petition filed by the petitioner in Crl.O.P(MD) No. 7868 of 2021 was dismissed on 18.06.2021 on the ground that from the perusal of the 164 Cr.P.C statement it is seen that the victim was forcibly taken in a car and married with the petitioner that apart he also had sexual relationship with her against her wish.

3. Since dismissal of the earlier petition there is no change in circumstances in the case to consider the present petition. Hence this court is not inclined to grant bail to the petitioner.



4. In the result, the petition stands dismissed.

Sd/-  
02/07/2021

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Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

AAV

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

ORDER  
IN  
CRL OP (MD) No.8708 of 2021  
Date : 02/07/2021

VB/AKM/SAR.I/06.07.2021/2P/4C