



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/07/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD) . No.9542 of 2021

Ganesan

... Petitioner / 1st Accused

Vs

The State Represented by
The Inspector of Police,
Marthandam Police Station,
Kanyakumari District
(Crime No.1057 of 2020).

... Respondent/Complainant

For Petitioner : Mr.P.Senrayar,
Advocate.

For Respondent : Mr.M.Muthumanikkam,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.1057 of 2020 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A1, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 448, 294(b) and 506(ii) of IPC, in Crime No.1057 of 2020, seeks anticipatory bail.

2.The case of the prosecution is that The defacto complainant is an advocate. On 29.12.2020 at about 9.00 pm., when he was in his house, the accused criminally trespassed into the house of the defacto complainant, scolded him in filthy language . When he came out of the house the petitioner herein tried to attack him with iron rod. Fearing his life the defacto complainant closed the door and went inside. Then the accused made criminal intimidation that they would murder him. Therefore, this case came to be registered.



3.The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case.

4.The learned Government Advocate (Crl.side) for the respondent strongly opposed this petition on the ground that investigation is pending. He would also submit that one previous case is pending against the petitioner in Crime No. 504 of 2021.

5. It is seen from the facts of the case the defacto complainant is an advocate and he was criminally intimidated by the petitioner.

6. Taking note of the fact that one previous case is pending against the petitioner, this Court is not inclined to grant bail to the petitioner.

7. In the result, the petition stands dismissed.

sd/-

20/07/2021

/ TRUE COPY /

/ /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,
MARTHANDAM POLICE STATION,
KANYAKUMARI DISTRICT.

2.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CRL OP(MD) No.9542 of 2021

Date :20/07/2021

AAV

SS/VS/SAR-I/23.07.2021 : 2P/3C

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