



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

Date : 31/08/2021

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD)No.12041 of 2021

Manoharan @ Muttaiakannu Manoharan

... Petitioner/Accused No.1

Vs

The State Rep.by
The Inspector of Police,
Cumbum North Police Station,
Theni.

Crime No.575 of 2021

... Respondent/Complainant

For Petitioner : Mr.N.Karthik Kanna,
Advocate.

For Respondent : Mr.P.Kottai Chamy,
Government Advocate (Crl.Side)

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

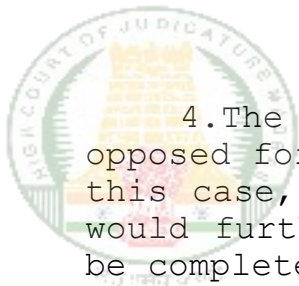
PRAYER :- For Anticipatory Bail in Cr.No.575 of 2021 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A1, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 323, 427 and 294(b) I.P.C and Section 4 of Tamil Nadu Prohibition of Harassment of Woman Act, in Crime No.575 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and the defacto complainant are neighbours. Due to the dispute regarding the coconut tree shedding in the common wall, the petitioner and other accused assaulted the defacto complainant and caused injuries. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent and he has not committed any offence as alleged by the prosecution, but he has been falsely implicated in this case.



4.The learned Government Advocate (Criminal side) strongly opposed for grant of anticipatory bail on the ground that apart from this case, the petitioner has involved in twelve previous cases. He would further submit that the investigation in this case is yet to be completed.

5.Considering the nature of allegation levelled as against this petitioner and also considering the previous antecedents, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

sd/-
31/08/2021

/ 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,
CUMBUM NORTH POLICE STATION,
THENI.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.12041 of 2021
Date :31/08/2021

msa
MS/PN/SAR-1/20.09.2021/2P.3C