



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 13/09/2021

WEB COPY

PRESENT

The Hon'ble Mr. Justice B. PUGALENDHI

CRL OP(MD). No.13393 of 2021

Mathan ... Petitioner/Accused No.5

Vs

State rep. by,
The Inspector of Police,
Mandaicadu Police Station,
Kanniyakumari District.
(Crime.No.76 of 2021). ... Respondent/Complainant

For Petitioner : Mr.D.Srinivasaragavan
Advocate.

For Respondent : Mr.T.Senthilkumar,
Government Advocate (Crl.Side)

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

PRAYER :-

For Bail in Crime No.76 of 2021 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/A5 herein, who was arrested on 27.08.2021 for the alleged offence under Sections 147, 148, 294(b), 307, 323, 324 and 506(ii) of I.P.C, in Crime No.76 of 2021 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 21.08.2021 at about 11.30 hours, the accused persons' friend one Ajith was arrested by the respondent police for illicit sale of Ganja. The accused had suspected the defacto complainant was the one who had given information to the respondent police. So as to take revenge, the accused persons had inhumanly assaulted the defacto complainant by using deadly weapons and abused him with filthy language and also with dire consequences. Hence, the complaint.



3.The learned counsel for the petitioner would submit that the only overt act against the petitioner in the FIR is that he manhandled and pushed down the informant. He has been falsely implicated in the case.

4.The learned Government Advocate (Crl.Side) appearing for the respondent would submit that investigation is yet to be completed.

5.Considering the nature of offence, and the antecedents of the petitioner, this Court is not inclined to grant bail to the petitioner.

6.Accordingly, this criminal original petition is dismissed.

sd/-
13/09/2021

/ TRUE COPY /

/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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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,
Mandaicadu Police Station,
Kanniyakumari District.
2. The Superintendent, Central Prison, Palayamkottai.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER IN
CRL OP(MD) No.13393 of 2021
Date : 13/09/2021

TR/SKN/SAR-IV(17.09.2021) 2P 4C