



IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal Jurisdiction)

Friday, the Twenty Eighth day of January Two Thousand Twenty Two

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PRESENT

The Hon`ble Mrs Justice T.V. THAMILSELVI
CRIMINAL ORIGINAL PETITION No.1851 of 2022

M.PARTHIBAN

[PETITIONER / ACCUSED]

Vs

STATE REP BY
INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
PALLADAM, TIRUPPUR DISTRICT
(CRIME NO.10/2021)

[RESPONDENT]

For Petitioner : M/S C.PRAKASAM Advocate

For Respondent : MR. N.S.SUGANTHAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest for the alleged offence under Section 417, 376, 294(b) and 506(i) of IPC in Cr.No.10 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner in love affair with the defacto complainant and on the false promise of marrying her, he had sexual relationship with her, following which, the defacto complainant became pregnant and subsequently, the pregnancy was aborted. Thereafter, the petitioner refused to marry her.

3.The learned counsel appearing for the petitioner submits that the petitioner has not committed any such offence as alleged by the prosecution and he has been falsely implicated in this case. Hence prays for grant of anticipatory bail.

4.The learned Government Advocate (Crl.Side) submits that the petitioner by giving false promise to marry the defacto complainant, had physical relationship with her, due to which, she became pregnant and subsequently, the foetus was aborted and thereafter, the petitioner refused to marry her stating that she is having love affair with some other person.



5. Considering the facts and circumstances of the case and also the fact that the victim was aborted due to the petitioner, but the petitioner refused to marry her, this court is not inclined to grant anticipatory bail to the petitioner.

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6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

28/01/2022

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 INSPECTOR OF POLICE,
ALL WOMEN POLICE STATION,
PALLADAM, TIRUPPUR DISTRICT

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S C.PRAKASAM Advocate on payment of necessary charges

CRL OP.1851/2022

Date :28/01/2022

RVR 09/02/2022