



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Eleventh day of February Two Thousand Twenty Two

PRESENT

The Hon`ble Mrs Justice T.V.THAMILSELVI

CRIMINAL ORIGINAL PETITION No.3252 of 2022

AYYAPPAN

[PETITIONER / ACCUSED]

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE,
AANAICKARANCHATHIRAM POLICE STATION,
MAYILADUTHURAI DISTRICT.
(CRIME NO.877/2021)

[RESPONDENT]

For Petitioner : M/S.M.R.KUYILAN Advocate

For Respondent : MR.L.BASKARAN, Govt. Advocate (Crl. Side)

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

(The case has been heard through video conference)

The petitioner who was arrested and remanded to judicial custody on 14.11.2021 for the offences under **Sections 174(3) Cr.P.C. @ 498 (A), 201 & 302 of IPC**, in Crime No.877 of 2021 on the file of the respondent police seeks bail.

2. The case of the prosecution is that the petitioner's wife committed suicide and hence, the case was initially registered under Section 174(3) of Cr.P.C. and during the course of investigation, it was found that the petitioner harassed and assaulted the deceased due to which, she fell down and collapsed. Thereafter, the petitioner hanged the body of the deceased and projected as if, she committed suicide. Hence, the case was altered into Sections 498(A), 201 & 302 of IPC.



3. The learned Counsel for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He would submit that the petitioner has got two minor sons aged about 17 years and 13 years and that he has been suffering incarceration for 65 days from 14.11.2021. Hence, he seeks for grant of bail to the petitioner.

4. The learned Additional Public Prosecutor raised strong objection stating that petitioner harassed and assaulted the deceased due to which, she fell down and died. Thereafter, the petitioner in order to escape from the clutches of law, hanged the body of the deceased and projected as if, the deceased committed suicide and that the investigation has not been completed.

5. On seeing the above facts and circumstances of the case and that there is no change in circumstances, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

-sd/-
11/02/2022

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 THE INSPECTOR OF POLICE,
AANAICKARANCHATHIRAM POLICE STATION,
MAYILADUTHURAI DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE OFFICER INCHARGE
SUB JAIL, NAGAPATTINAM.

CC to M/S.M.R.KUYILAN Advocate on payment of necessary charges

CRL OP.3252/2022

Date :11/02/2022

TA-17/02/2022