



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/02/2022

WEB COPY

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL OP(MD). No.1769 of 2022

P.Stephen

... Petitioner/Accused

Vs

The State rep.by,
The Inspector of Police,
Thisayanvilai Police Station,
Tirunelveli District.
Crime No.511 of 2021.

... Respondent/Complainant

For Petitioner : Mr.R.Venkatraman,
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.511 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 354-A, 420, 506(i) I.P.C., and Section 4 of TNPHW Act, in Cr.No.511 of 2021, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant approached the petitioner, who is working as a Deputy Inspector of Surveyor, for mutation of patta for her properties and the petitioner demanded Rs.1,00,000/- for issuance of patta and that the complainant had paid the same, however, the petitioner has not issued any patta. Hence, the present complaint.

3. The learned Counsel for the petitioner would submit that though the incident was allegedly occurred on 27.09.2021, the F.I.R. came to be registered on 31.12.2021 and the petitioner has nothing to do with the alleged occurrence and that he was falsely implicated



4. The learned Additional Public Prosecutor appearing for the State would submit that the petitioner is working as a Deputy Inspector of Surveyor and when the complainant had approached him for mutation of patta for her properties, he came to the house of the defacto complainant and he misbehaved with her and also demanded a sum of Rs.1,00,000/- for issuance of patta and that the complainant had paid Rs.1,00,000/- as per the demand made by the petitioner and thereafter, the petitioner has not issued any patta as agreed by him.

5. Considering the nature and seriousness of the offences allegedly committed by the petitioner and also the fact that the investigation is at the initial stage as stated by the learned Additional Public Prosecutor appearing for the State, this Court is not inclined to grant anticipatory bail to the petitioner at this point of time.

6. In the result, the Criminal Original Petition is dismissed.

sd/-
10/02/2022

/ TRUE COPY /

/ /2022
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
THISAYANVILAI POLICE STATION, TIRUNELVELI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.1769 of 2022
Date :10/02/2022

SSL
MK/SBN/SAR.IV/15.02.2022/2P/3C