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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 14.06.2022

PRESENT

The Hon`ble Mr.Justice **K.MURALI SHANKAR**

CRL OP(MD). No.10083 of 2022

Uikkattan ... Petitioner/Accused No.3

Vs

The State represented by
The Sub-Inspector of Police,
Kovilpatti West Police Station,
Thoothukudi District.
(Crime No.211 of 2022).

... Respondent/ Complainant

Petchiammal

...Petitioner/Intervener/
Defacto Complainant
in CRL MP(MD)No.6580 of 2022

For Petitioner : Mr.T.Lenin Kumar, Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor.

For Intervenor : Mr.P.Balamurugan, Advocate.
in CRL MP(MD)No.6580 of 2022

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

PRAYER :-

For Bail in Crime No.211 of 2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A.3, who was arrested and remanded to judicial custody on 02.04.2022 for the offences punishable under Sections 302 and 506(2) IPC altered into Sections 120(B), 109, 302 and 506(2) IPC, in Crime No.211 of 2022, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that a murder case was registered against the defacto complainant's husband in the year



2010 and he was also acquitted from the said case and when the defacto complainant and her husband went for milking on 25.03.2022 at about 03.00 p.m., two unknown persons hacked her husband and done him to death. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution.

4.The learned Additional Public Prosecutor would submit that it is a case of retaliation of murder and that the petitioner is having three previous cases for murder. He would further submit that investigation is pending.

5.The learned counsel for the intervenor would submit that the defacto complainant's husband murder is a retaliation and that if the petitioner is now released on bail, he will tamper the witnesses and destroy the evidences.

6.Considering the seriousness and gravity of the offence alleged against the petitioner and also the facts that the petitioner is in judicial custody from 02.04.2022 and that investigation is pending, this Court is not inclined to grant bail to the petitioner.

7.In the result, this Criminal Original Petition is dismissed.

sd/-

14/06/2022

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/ /2022

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

CSM

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 SUB INSPECTOR OF POLICE
KOVILPATTI WEST POLICE STATION,
THOOTHUKUDI DISTRICT.

2 THE SUPERINTENDENT
CENTRAL PRISON,
DINDIGUL DISTRICT.

<https://hcservices.courts.gov.in/>



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

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PKP/SVR/SAR-3/20.06.2022/3P/4C

ORDER
IN
CRL OP(MD) No.10083 of 2022
Date :14/06/2022