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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 12/09/2022

PRESENT

The Hon`ble Mrs.Justice R.THARANI

CRL OP(MD) . No.16382 of 2022

Rajesh

... Petitioner/Sole Accused

Vs

State rep.by
The Sub Inspector of Police,
Sivanthipatti Police Station,
Tirunelveli District.
(Crime No.138 of 2022).

... Respondent/Complainant

For Petitioner : M/s.Chengiz Khan.K, Advocate

For Respondent : Mr.M.Vaikkam Karunanithi,
Government Advocate (Crl.Side)

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

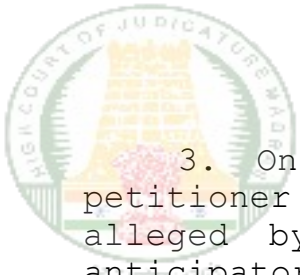
PRAYER :-

For Anticipatory Bail in Crime No.138 of 2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 448, 427, 379 IPC I.P.C, in Crime No.138 of 2022, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that due to matrimonial dispute, the petitioner and his wife were living separately. On 18.08.2022, at about 10.55pm, on knowing that the defacto complainant went to Erode, the petitioner came to her house and break open it. He also took the house hold articles, gold ornaments of her daughter and also damaged the two wheeler, which was parked outside. Hence, the complaint.



3. On the side of the petitioner, it is stated that the petitioner is innocent and has not committed any such offence, as alleged by the prosecution. Hence, prays to release him on anticipatory bail.

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4. On the side of prosecution, it is stated that the stolen articles were not recovered from the petitioner and he is having five cases at his credit and hence, prayed to dismiss the petition.

5. Considering the nature of the case, stage of investigation and the fact that the petitioner is having five previous cases, this Court is not inclined to grant anticipatory bail to him.

6. Accordingly, this Criminal Original Petition stands dismissed.

Sd/-
12/09/2022

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/09/2022
Sub-Assistant Registrar (C.S.I)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNM

TO

1. THE SUB INSPECTOR OF POLICE,
SIVANTHIPATTI POLICE STATION,
TIRUNELVELI DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.16382 of 2022
Date :12/09/2022

SP/SVR/SAR I/19/09/2022/2P/3C