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CRL OP(MD). N



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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22/09/2022

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.17029 of 2022

Marimuthu,

... Petitioner/Accused No.1

Vs

State Rep.by
The Sub Inspector of Police,
Perumalpuram Police Station,
Tirunelveli.
(Cr No.281/2022).

... Respondent/Complainant

For Petitioner : Mr.S.Sundarapandian, Advocate

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

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

PRAYER :-

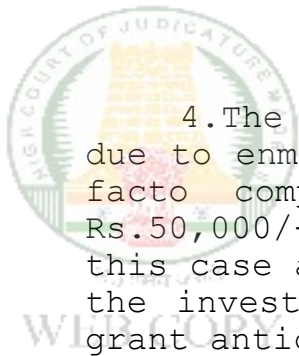
For Anticipatory Bail in Cr No.281/2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A1, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 341, 294(b), 323, 427 and 506(ii) IPC, in Cr.No.281 of 2022, seeks anticipatory bail.

2.The case of the prosecution is that due to previous enmity between the parties, on 12.09.2022, the petitioner and other accused waylaid the de-facto complainant, abused him in filthy language and threatened him with dire consequences and also caused damage to the de-facto complainant's car. 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 Government Advocate(Crl.Side) would submit that due to enmity, the petitioner along with 15 others attacked the de-facto complainant and caused damage to the car worth about Rs.50,000/-. He would further submit that no one has injured in this case and no previous case is pending against the petitioner and the investigation is still pending. Hence, he strongly opposed to grant anticipatory bail.

5.Considering the gravity and nature of the offence and also considering the damage of the property and also the fact that the investigation is pending, this Court is not inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this Criminal Original Petition is dismissed.
sd/-

22/09/2022

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/10/2022

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

SJI

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
PERUMALPURAM POLICE STATION,
TIRUNELVELI.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.17029 of 2022

Date :22/09/2022

PKP/SVR/SAR /07.10.2022/2P/3C