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CRL OP(MD). N



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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/10/2022

PRESENT

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

CRL OP(MD). No.18634 of 2022

Rasu,

... Petitioner/Accused No.2

Vs

State Rep.by
The Sub Inspector of Police,
Chockampatti Police Station,
Tenkasi District.
Crime No. 235 of 2022.

... Respondent/Complainant

For Petitioner : M/s.Thalaimutharasu G, Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

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

PRAYER :-

For Bail in Crime No.235 of 2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A2, who was arrested and remanded to judicial custody on 30.09.2022 for the offences punishable under Sections 406 and 420 IPC, in crime No.235 of 2022 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner along with one Thavamani had pledged fake jewels in the Tamil Nadu Mercantile Bank and obtained loan of Rs.1,53,000/-. 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 and he has not given any gold ornaments to pledge with any bank and he has been falsely



implicated in this case. The petitioner is in judicial custody from 30.09.2022 and hence, he may be released on bail.

4.The learned Additional Public Prosecutor strongly opposed this petition stating that the petitioner has earlier moved bail application in Crl.O.P.(MD)No.17872 of 2022 before this Court with the very same offence in Crime No.283 of 2022 and the same was dismissed by this Court, dated 06.10.2022. He would further submit that the investigation is in initial stage.

5.Considering the facts and circumstances of the case and also considering the fact that the investigation is in initial stage, this court is not inclined to grant bail to the petitioner.

6.Accordingly, this criminal Original Petition is dismissed.

sd/-

19/10/2022

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/11/2022

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

TO

- 1 THE SUB INSPECTOR OF POLICE
CHOCKAMPATTI POLICE STATION,
TENKASI DISTRICT.
- 2 THE SUPERINTENDENT,
CENTRAL PRISON,
PALAYAMKOTTAI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.18634 of 2022

Date :19/10/2022

sjj

PKP/SSS/SAR-2/02.11.2022/2P/4C