



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

Date : 01/12/2022

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN
CRL OP(MD). No.21235 of 2022

WEB COPY

Velmurugaboopathi,

... Petitioner/Accused
Rank Not Known

Vs

1. The State Rep. By,
The Inspector of Police,
K.Pudupatti Police Station,
Pudukottai District.
Crime No.163/2022).

... Respondent/Complainant

2. Sagunthala

... Petitioner/Intervener/
Defacto Complainant
in Crl MP(MD) No.14978/2022
in Crl OP(MD) No.21235/2022

For Petitioner : M/s.Vishnuram G, Advocate.
For Respondent No.1 : Mr.E. Antony Sahaya Prabahar,
Additional Public Prosecutor
For intervenor : Mr. D.S. Haroon Rashed, Advocate

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

PRAYER :-

For Bail in Crime No.163/2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who is arrayed as accused was arrested and remanded to Judicial Custody on 27.09.2022 for the offence punishable under sections 147, 148, 120-B and 302 IPC in Crime No. 163 of 2022 on the file of the respondent police. He seeks bail.

2.The case of the prosecution is that the petitioner is a leader of hooligans and as per his direction, the other accused have murdered the defacto complainant's husband. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution. He would further submit there is no specific overt act attributed against the petitioner and his name is also not found in the First Information Report and he seeks



4. The learned counsel for the intervenor submit at the petitioner only engaged the hooligans and do away the life of the deceased and hence, prays for dismissal of this petition.

5. The learned Additional Public Prosecutor would submit that totally 11 accused involved in this case and the petitioner herein is a main accused and he is a leader of hooligans and he only arranged the accused persons for committing the murder of the de facto complainant's husband. He would further submit that it is a second anticipatory bail petition and the earlier petition filed by the petitioner was dismissed by this Court on 14.11.2022 and 18 witnesses have been examined and the investigation of the case is still pending. He further contended that if the petitioner is released on bail there will be a chances for absconding and hence, he strongly objected to grant bail to the petitioner.

6. Considering the facts and circumstances and also considering the fact that the petitioner has committed serious nature of offence and that the investigation of the case is still pending, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this Criminal Original Petition is dismissed.

sd/-

01/12/2022

/ TRUE COPY /

/12/2022

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

TO

1. THE OFFICER-INCHARGE,
DISTRICT PRISON, PUDUKKOTTAI.
2. THE INSPECTOR OF POLICE
K.PUDUPATTI POLICE STATION, PUDUKOTTAI DISTRICT.
3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.21235 of 2022

Date :01/12/2022

trp

USK/SSS/SAR-II/19.12.2022/2P/4C