



Crl.O.P.No.617 of 2023

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T.V.THAMILSELVI, J.

The petitioner, who was arrested and remanded to judicial custody on 24.03.2022 for the alleged offence under Sections 397 of I.P.C. r/w 34 of I.P.C. in Crime No.371 of 2013 on the file of the respondent police, pending trial in S.C.No.217 of 2015 on the file of learned Principal Asst. Sessions Judge at Cuddalore, seeks bail.

2. It is a case of jumped bail. The petitioner was originally arrested on 14.03.2022 in Crime No.101 of 2022 on the file of Kandamangalam Police Station for an offence under Sec.341, 352, 506(ii) and 392 of I.P.C. and now he was arrested on 24.03.2022 in pursuant to the non-bailable warrant issued against him.

3. The learned counsel appearing for petitioner would submit that when the case is posted for hearing on 12.07.2019, he unable to attend the court on the date of hearing, the learned Judge ordered non-bailable warrant against the petitioner, thereby he was detained under PT warrant on



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24.03.2022 on execution of non-bailable warrant. He would submit that the petitioner was detained under Goondas Act and subsequently the Government revoked the detention order in G.O. No. (Rt) No.2870, dated 18.05.2022. He would submit that already two previous cases are ended in acquittal and on 20.09.2022, the co-accused was granted bail and he is still appearing before the trial court. He would submit that he is in jail from 24.03.2022 and the trial court is not conducting trial. Hence, he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that from 2019 onwards, he is absconding and he is having 35 previous cases including three murder cases and 7 cases under Sec.307 I.P.C. pending against the petitioner and the petitioner is arrayed as A4. He would submit that the petitioner is absconding for more than one year and thereafter, after hectic efforts, he was secured only on 24.03.2022. He would submit that only after securing him, there was a progress in the trial and the investigation is still pending. Therefore, he vehemently opposed to grant bail to the petitioner.



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5. Considering the facts and circumstances of the case and the gravity of the offence committed by the petitioner and there is no change in circumstances, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

12.01.2023

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