



WEB COPY

CRL OP(MD).



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/03/2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) . No.4455 of 2023

Pratheeb @ Tamil Sudhan

... Petitioner/Accused No.6

Vs

The Inspector of Police,
South Thamaraikulam Police Station,
Kanniyakumari District.
Cr.No.21/2023.

... Respondent/Complainant

For Petitioner : M/s.Venkatesan R,
Advocate.

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 21/2023 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/A6 who apprehends arrest at the hands of the respondent police for the offences punishable under sections 147, 294(b), 341, 302 of I.P.C., in Crime No. 21 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that due to some dispute regarding not returning the sale proceeds of the car, the petitioner herein along with other accused wrongfully restrained the deceased and murdered him, hence the case.

3. Heard both sides and perused the materials available on <https://www.mca.gov.in/jds> including the First Information Report.



4. It is seen that there was dispute between the deceased and the first accused in respect of not returning the sale proceeds of the car, therefore the first accused had engaged A2 to A7 to do away the life of the deceased. So far as the petitioner is concerned he wrongfully restrained the deceased by preventing him from not to escape from the place of occurrence. Further there are specific allegations as against the petitioner and therefore custodial interrogation of the petitioner is very much required in this case. Further it is case of 302 of IPC and the petitioner is not entitled for bail.

5. Hence the petition stands dismissed.

sd/-
09/03/2023

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/03/2023

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

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TO

1. THE INSPECTOR OF POLICE,
SOUTH THAMARAikulam POLICE STATION,
KANNIYAKUMARI DISTRICT.

2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.4455 of 2023
Date :09/03/2023

RK/SAR-4(15/03/2023) 2P/3C