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

Date : 12/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.12426 of 2023

1.Satheesh Prabhu

2.Santheeph Babu @ Santhith Babu

3.Lenin

4.Vijesh

5.Rejish @ Bright Reginold Raja Rajarethinam

... Petitioners/ Accused Nos.1 to 5

Vs

The State, through
The Inspector of Police,
Nesamony Nagar Police Station,
Kanyakumari District.
(Crime No.62 of 2023).

... Respondent/ Complainant

For Petitioner : Mr.R.Maheswaran
Advocate.

For Respondent : Mr.M.Vaikkam Karunanithi
Government Advocate (Crl.Side)

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

PRAYER :-

<https://www.mhc.tric.gov.in/> For Anticipatory Bail in Crime No.62 of 2023 on the file of the Respondent
Police



W I L D E R : The Court made the following order :-

The petitioners/Accused Nos.1 to 5, apprehending arrest at the hands of the respondent Police for the alleged offence punishable under Sections 147, 448, 294(b), 506(i) of I.P.C, in Crime No.62 of 2023 on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that when the accused and his friends visited the tea shop, which is run by the defacto complainant, often they created problems. On 27.06.2023, the accused indulged in very same activity. Thereafter, they also trespassed into the house of the defacto complainant and abused him. Based on which, the brother of the defacto complainant registered a complaint in C.S.R. No.329 of 2023. Due to above vengeance, on 27.06.2023 at about 9.45 p.m., the accused and others went to the shop of the defacto complainant with weapons, caused damage to the shop hold articles worth about Rs.25,000/-, also abused, threatened the defacto complainant and shop employees with dire consequences. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and due to vengeance, the defacto complainant made a false complaint against the petitioners before the respondent Police.



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4. The learned Government Advocate (Crl. Side) would submit that the photographs have been produced before this Court, wherein we see that the petitioners and others alleged to have caused damage to the shop hold articles. Hence, he makes serious objection to grant anticipatory bail to the petitioners.

5. Considering the facts and circumstances of this case and considering the grievous allegations made against the petitioners, this Court is not inclined to grant anticipatory bail to the petitioners. Hence, this anticipatory bail petition deserves dismissal and accordingly dismissed.

sd/-
12/07/2023

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/08/2023

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

INDU

TO

1 THE INSPECTOR OF POLICE

NESAMONY NAGAR POLICE STATION, KANYAKUMARI DISTRICT.

2 THE ADDITIONAL PUBLIC PROSECUTOR,

MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.



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ORDER
IN
CRL OP(MD) No.12426 of 2023
Date :12/07/2023
(1/2)

SS/VR/04/08/2023/4P/3C

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