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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/09/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.16387 of 2023

Viji @ Vijayakumar

... Petitioner/ Accused No.2

Vs

The State represented by
The Inspector of Police,
Pattukkottai Town Police Station,
Thanjavur District,
Crime No.196/2013.

... Respondent/Complainant

For Petitioner : M/s.Anandan.B,
Advocate.

For Respondent : Mr.B.Nambiselvan,
Additional Public Prosecutor

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

PRAYER :-

To enlarge the petitioner/accused on bail in PRC.No.40/2015 pending on the file of the learned Judicial Magistrate, Pattukkottai.

ORDER : The Court made the following order :-

The petitioner/ Accused herein, who was arrested on 02.08.2023 for the alleged



offences under Sections 294(b), 324 and 307 of IPC, in Crime No.196 of 2013, on the
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file of the respondent police, seeks bail.

2.The petitioner facing charges under Sections 294(b), 324 and 307 of IPC, before the committal Court in P.R.C.No.40 of 2015. He was released on bail. Later he failed to appear before the committal Court regularly. Therefore, warrant was issued. Only to execute the warrant, dated 24.06.2019, he was arrested on 02.08.2023, after lapse of four years.

3.The learned Additional Public Prosecutor would submit that the petitioner was involved in previous cases for the offence punishable under Sections 399, 294 and 324 of IPC. He is a history sheeted person in H.S.No.16 of 2013.

4.In view of the submissions made by the learned Additional Public Prosecutor this Court is of the view that even though he is in custody for more than 30 days, he is not entitled for any retry from this Court, considering his Attitude, this petition deserves to be dismissed.

5.Accordingly, this criminal original petition stands dismissed.

sd/-

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/09/2023

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



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TO

- 1 THE JUDICIAL MAGISTRATE,
PATTUKKOTTAI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.
- 3 THE INSPECTOR OF POLICE
PATTUKKOTTAI TOWN POLICE STATION,
THANJAVUR DISTRICT
- 4 THE OFFICER INCHARGE,
DISTRICT PRISON, PUDUKKOTTAI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN

CRL OP(MD) No.16387 of 2023

Date :11/09/2023

SS/DD/25/09/2023/3P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023