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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21/09/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.17067 of 2023

Muthuchamy

... Petitioner / Accused Rank not known

Vs

State rep. by
The Inspector of Police,
Devakottai Town Police Station,
in Crime No.171 of 2023,
Sivagangai District.

... Respondent / Complainant

For Petitioner : M/s.NA.Palaniyandi, Advocate

For Respondent : Mr.B.Nambiselvan
Additional Public Prosecutor

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

PRAYER :-

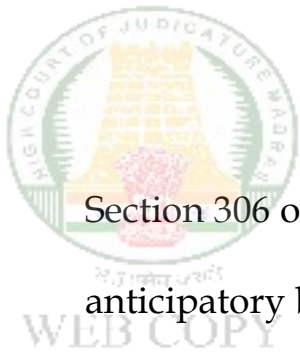
For Anticipatory Bail in Crime No.171 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, apprehending arrest at the hands of the respondent

police for the alleged offence punishable under Sections 174 of Cr.P.C altered into

<https://www.mhc.tn.gov.in/judis>



Section 306 of IPC, in Crime No.171 of 2023, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant's first daughter namely Priyadharshini was married to the first accused Muthuchamy some 14 years prior to the occurrence. Muthuchamy is a Mason by profession. Two children were born to them. He is addicted to liquor. Because of that, frequent petty quarrel arose between them. On 16.07.2023, again quarrel arose between them. At about 02.00 pm, she was found committed suicide by hanging. That was informed by Yuvaraj, the son of the deceased. They went to the place of occurrence and took the deceased to the hospital, where she was declared to be dead. On the basis of the complaint given by the defacto complainant, initially a case was registered under Section 174 of Cr.P.C., later, it was altered to section 306 of IPC.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case. He has not committed any offence as alleged by the prosecution. He has filed this petition for the reason to take care of the children.



4. The learned Government Advocate (Crl. Side) for the respondent police submitted that the earlier application was dismissed by this Court on 24.08.2023, in respect of the petitioner.

5. Considering the grievous nature of offence that has been committed by the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. I find no reason to entertain this petition.

6. Accordingly, this Criminal Original Petition is dismissed.

sd/-
21/09/2023

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/10/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

pnn
TO

1.The Inspector of Police, Devakottai Town Police Station,
Sivagangai District,

2.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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ORDER
IN
CRL OP(MD) No.17067 of 2023
Date :21/09/2023

SSA/VRS/13.10.2023/4P/3C

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