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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/09/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.16855 of 2023

Manikandan @ Sankar

... Petitioner/ Accused No.4

Vs

State represented by
The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District,
Crime No.216/2023.

... Respondent/Complainant

For Petitioner : M/s.KR.Bharathi Kannan, Advocate.

For Respondent : Mr.B.Nambiselvan
Additional Public Prosecutor

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

PRAYER :-

For Bail in Crime No.216/2023 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/ Accused apprehends arrest at the hands of the respondent police for the offences under Sections 294(b), 308 of IPC and 27(2), 29(a) of Arms Act, in

Crime No.216 of 2023, on the file of the respondent police, seeks bail.

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



2. The case of the prosecution is that on 07.08.2023, at about 3 p.m., when the defacto complainant was riding his two wheeler, a car was driven in a rash and negligent manner. When the defacto complainant has questioned the driver of the four wheeler, some persons came down from the car and threatened the defacto complainant by showing pistol, made a shot in order to threaten the defacto complainant and used filthy language. Hence the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent, she has been falsely implicated in this case and she has not committed any offence as alleged by the prosecution. The petitioner is a cancer patient and undergoing treatment at the Adayar cancer institute.

4. Learned Additional Public Prosecutor would submit that the application of the co-accused was dismissed.

5. Considering the grievous nature of the offences that he has used the unlicensed gun, this Court is not inclined to grant relief to the petitioner. I find no reason to entertain this petition.



6. Accordingly, this Criminal Original Petition is dismissed.

sd/-
19/09/2023

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/10/2023

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

TO

1 THE INSPECTOR OF POLICE
KARAIKUDI NORTH POLICE STATION,
SIVAGANGAI DISTRICT.

2 THE SUPERINTENDENT,
CENTRAL PRISON, MADURAI.

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

ORDER

IN

CRL OP(MD) No.16855 of 2023

Date :19/09/2023

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MK/06.10.2023 3P 4C

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