



Crl.O.P.No. 8348 of 2024

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T.V.THAMILSELVI, J.

The petitioner, who was arrested and remanded to judicial custody on 27.12.2023 for the alleged offence under Sections 454, 380 of I.P.C., in Crime No.625 of 2023 on the file of the respondent police, seeks bail.

2. The cause of prosecution is that on 21.10.2023, the defacto complainant's husband went to his native place to attend a thiruvizha after leaving her and children at his brother's house. On knowing same, the petitioner along with other accused said to have opened door of his house and stolen 3 sovereign chain of her child. Hence, the complaint was registered against the petitioner.

3. The learned counsel appearing for petitioner submitted that there is no specific overtact against this petitioner and he is an innocent person and he is no way connected with the offence and he has not committed any of offence as alleged by the respondent police and his name is not found in



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the F.I.R.. He would also submit that he has been falsely implicated in this case and he will abide by any condition that may be imposed by this court. He would also submit that the petitioner has been suffering incarceration from 27.12.2024 for more than 3 months. Hence, he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for respondent would submit that the petitioner is ranked as A1 and there are 13 previous cases similar in nature pending against him. He would submit that he along with other accused committed theft of 3 sovereign of gold chain. He would also submit that if he is released on bail, he would hamper the investigation and tamper the witnesses and the investigation is not yet completed and so far, property is not recovered. However, he would vehemently opposed to grant bail to the petitioner.

5. Considering the facts and circumstances of the case and the submissions made by both counsel and considering the gravity of offence committed by the petitioner, and also considering the fact that there are 13



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previous cases similar in nature pending against him and so far, the property was not recovered and considering the fact that at this stage, if he is released on bail, he may abscond and there is possibility of tampering the witnesses and hampering the investigation, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

23.04.2024

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