



Crl.O.P.No. 10272 of 2024

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T.V.THAMILSELVI, J.

The petitioner, who was arrested and remanded to judicial custody on 19.12.2023 for the alleged offence under Sections 341, 302 r/w 34 of I.P.C. in Crime No.1495 of 2013 on the file of the respondent police, pending trial in S.C.No.336 of 2017 on the file of XVI Addl. Sessions Judge, Chennai, seeks bail.

2. It is a case of jumped bail. The petitioner was arrested on 19.12.2023 pursuant to the non-bailable warrant issued against him.

3. The learned counsel appearing for petitioner would submit that due to absence of petitioner on the date of hearing i.e. on 18.03.2022, the learned Judge ordered non-bailable warrant against the petitioner, thereby he was detained under PT warrant on 19.12.2023 on execution of non-bailable warrant. He would submit that he is in jail from 19.12.2023. 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 absconding for more than 1 ½ year and thereafter, after hectic efforts, he was secured only on



CrI.O.P.No. 10272 of 2024

19.12.2023. He would submit that 23 witnesses are to be examined and two previous cases pending against him, in which one case was registered under Sec.302 and another case registered under Sec.307 I.P.C. He would further submit that if he is released on bail, there is possibility of hampering the investigation and tampering the witnesses. Therefore, he vehemently opposed to grant bail to the petitioner.

5. Considering the facts and circumstances of the case and on seeing conduct of the petitioner, he absconded for more than 1 ½ years, due to which there is no progress in the trial and the fact that two previous cases pending against him, in which one case was registered under Sec.302 and another case registered under Sec.307 I.P.C. and also the fact that if he is released on bail, there is possibility of hampering the investigation and tampering the witnesses, this Court is not inclined to grant bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

26.04.2024

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