



CRL OP(MD) No.170 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Eighth day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.170 of 2024

SUNDARAM @ SAMY

... PETITIONER/ACCUSED 2

Vs

THE INSPECTOR OF POLICE
KUNDRAKUDI POLICE STATION,
SIVAGANGAI DISTRICT.
(CRIME NO.158/2023).

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.BALAMURUGAN.R Advocate

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

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

PRAYER:- FOR BAIL IN CRIME NO.158 OF 2023 ON THE FILE OF THE
RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioner, who was arrested on 02.12.2023 for the offences punishable
under Sections 364(A) of I.P.C. @ Sections 395, 364(A) I.P.C. @ 395, 364(A), 120(b) of
I.P.C. in Crime No.158 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 17.11.2023 at about 12.30 P.M., the



CRL OP(MD) No.170 of 2024

petitioner along with other accused persons entered into criminal conspiracy and kidnapped the defacto complainant along with his car and cash of Rs.45,00,000/- and committed dacoity of Rs.45,00,000/-. Hence, the complaint.

3. Heard the learned counsel on either side and perused the material records of the case.

4. It appears that this is the second application for bail and the earlier bail application filed by the petitioner in Crl.OP(MD)No.22931 of 2023 was dismissed by this Court on 19.12.2023 on the ground that the investigation is in initial stage. Now, this application is filed by the petitioner without referring the change of circumstances to consider the case.

5. Considering the above facts and circumstances of the case and also considering the fact that there is no change in circumstances, since the dismissal of the earlier petition, this Court is not inclined to grant bail to the petitioner.

6. In the result, this Criminal Original Petition is dismissed.

sd/-
08/01/2024

/ TRUE COPY /

/01/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD) No.170 of 2024

TSG
TO
WEB COPY

1 THE INSPECTOR OF POLICE
KUNDRAKUDI POLICE STATION,
SIVAGANGAI DISTRICT.

2 THE OFFICER INCHARGE,
DISTRICT PRISON, RAMANATHAPURAM.

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

ORDER
IN
CRL OP(MD) No.170 of 2024
Date :08/01/2024

SA/VR/SAR. /19.01.2024/3P/4C

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