



CRL OP(MD) No.772 of 2024

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

Thursday, the Eighteenth day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.772 of 2024

RAMAKRISHNAN

... PETITIONER / UNKNOWN ACCUSED

Vs

THE INSPECTOR OF POLICE
PERUNGUDI POLICE STATION,
MADURAI DISTRICT.
(CRIME NO.123/2023).

... RESPONDENT/ COMPLAINANT

For Petitioner : MR.M.PRABU, Advocate

For Respondent : MR.SS.MADHAVAN, Govt. Advocate (Crl. Side)

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

PRAYE:

FOR ANTICIPATORY BAIL IN CRIME NO.123/2023 ON THE FILE OF THE
RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioner/Accused Rank Not Known, who apprehends arrest at the

hands of the respondent police for the alleged offence under Section 392 of I.P.C, in
<https://www.mhc.tn.gov.in/judis>



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Crime No.123 of 2023, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant was working as Sales Man of TASMACH Shop. On 29.07.2023, at about 09.55 p.m, while he was on duty, the petitioner along with other accused trespassed into the shop and robbed a sum of Rs.92,000/- at knife point. Thereby, the defacto complainant made a complaint before the Law Enforcing Agency.

3.The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and she has been falsely implicated in this case. He further submitted that this is the second anticipatory bail petition. Earlier petition filed by the petitioner in Crl.OP(MD)No.21016 of 2023 was dismissed by this Court on 23.11.2023. Hence, he prays for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.Side) appearing for the State submitted that earlier petition filed by the petitioner was dismissed by this Court on the ground that the petitioner is having 4 previous cases and all are similar in nature and stolen amount was not recovered from the accused. He further submitted that there is no change of circumstance. The stolen amount is not yet recovered. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.



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5. Considering the facts and circumstances of the case and also considering the fact that there is no change of circumstance, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

sd/-
18/01/2024

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

DSS

TO

- 1 THE INSPECTOR OF POLICE
PERUNGUDI POLICE STATION, MADURAI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.772 of 2024
Date :18/01/2024

PKP/JGB/SAR /24.01.2024/ 3P/ 3C

Madurai Bench of Madras High Court is issuing certified
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