



CRL OP(MD) No.1626 of 2024

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

Friday, the Second day of February Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.1626 of 2024

ENNADURAI

... Petitioner / Accused No.7

Vs

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

... Respondent / Complainant

For Petitioner : M/s.R.Balamuruganantham, 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 and remanded to judicial custody on
03.12.2023 for the offence punishable under Sections 364(A) IPC @ 395, 364(A) IPC @



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395, 364(A), 120(b) IPC in Crime No.158 of 2023, seeks bail.

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2. The case of the prosecution is that the petitioner conspired with other accused persons and kidnapped the defacto complainant and committed decoity of Rs.45,00,000/-. Hence, this complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent and on the basis of the confession statement of the co-accused, this petitioner has been implicated in this case, but he did not involved in such activities. The petitioner is no way connected with the real estate business and he is serving as Police Personnel serving at Sakkottai Police Station. There is no specific overt act attributed against the petitioner. The petitioner is in judicial custody for more than 60 days. Hence, he prays to grant bail to the petitioner.

4. The learned Additional Public Prosecutor would submit that out of Rs.45,00,000/-, Rs.27,50,000/- was recovered from the second petitioner and the balance amount was not recovered. Hence, he vehemently opposed to grant bail to the petitioner.

5. Considering the facts and circumstance of this case and also considering the fact that only Rs.27,50,000/- was recovered from the accused persons and the balance amount of Rs.17,50,000/- was not recovered, I am not inclined to grant bail to the petitioner.



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6. Accordingly, this Criminal Original Petition is dismissed.

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sd/-
02/02/2024

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/02/2024
Sub-Assistant Registrar
(C.S. I / II / III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

INDU

To

1.The Inspector of Police,
Kundrakudi Police Station,
Sivagangai District.

2.The Officer Incharge,
District Prison,
Ramnad Jail, Ramnad.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN
CRL OP(MD) No.1626 of 2024
Date :02/02/2024

ED/ VR /SAR- (07/02/2024) 3P / 4C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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