



CRL OP(MD) No.2403 of 2024

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

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

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.2403 of 2024

BALAKRISHNAN

... PETITIONER / ACCUSED 5

Vs

THE INSPECTOR OF POLICE
JEYAMANGALAM POLICE STATION,
THENI DISTRICT.

CR.NO.261/2023

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.JAINUL ABUDHEEN.A Advocate

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

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

PRAYER:- FOR ANTICIPATORY BAIL IN CRIME NO. 261/2023 ON THE FILE
OF THE RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent Police for
the offences punishable under Sections 147, 148, 294(b), 323, 342, 302 and 506(ii) IPC

in Crime No.261 of 2023 on the file of the respondent Police, seeks bail.

<https://www.mhc.tn.gov.in/judis>



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2. The case of the prosecution is that due to previous enmity with regard to the celebration of temple festival, the petitioner herein and other accused have threatened the defacto complainant's brother viz., Irulappan and beaten the deceased with hands and stabbed with knife and thereafter, all the accused persons were ran away from the place of occurrence and subsequently, the said Irulappan died. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution and his name has been falsely implicated in this case and hence, he seeks anticipatory bail.

4. The learned Additional Public Prosecutor appearing for the respondent Police would submit that that there was a dispute between the parties with regard to the celebration of the temple festival and the petitioner herein is caught holder of the deceased. He would further submit that the investigation of the case is pending and hence, he strongly opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, considering the serious nature of allegations made against the petitioner and there is no change of circumstance, this Court is not inclined to grant anticipatory bail to the petitioner.



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6. Accordingly, this Criminal Original Petition is dismissed.

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sd/-
16/02/2024

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/03/2024
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
JEYAMANGALAM POLICE STATION,
THENI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.2403 of 2024
Date :16/02/2024

SA/GS/SAR. /12.03.2024/3P/3C

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