



CRL OP(MD) No.2608 of 2024

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

Tuesday, the Twentieth day of February Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.2608 of 2024

MAHESWARAN

... PETITIONER / ACCUSED No.6

Vs

THE INSPECTOR OF POLICE
VEMBAKKOTTAI POLICE STATION,
VIRUDHUNAGAR DISTRICT
CRIME NO.12 OF 2024.

... RESPONDENT / COMPLAINANT

For Petitioner : MR.P.KRISHNASAMY, 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.12 OF 2024 ON THE FILE OF THE
RESPONDENT POLICE.

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent Police for
the alleged offence under Sections 147, 452, 294(b), 506(ii) and 353 of IPC and Section



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3 of Public Property (Prevention of Damage and Loss) Act, 1992, in Crime No.12 of 2024, seek anticipatory bail.

2.The case of the prosecution is that on 16.01.2024 at about 15.10 hours, when the defacto complainant was on duty at Thailapatti O.P Check post, who is the Head Constable of Vembakkottai Police Station, all the accused persons entered into the O.P.check post and damaged table and water cane worth about Rs.6,000/-. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner has not committed any offence as alleged by the prosecution and the petitioner is falsely implicated in this case. The accused argued with the defacto complainant/the Sub-Inspector of Police, while the accused's vehicle involved in the drunken drive, this is the only reason for registration of this false case. Hence, he prays for grant of anticipatory bail.

4.The learned Government Advocate (Crl.Side) would submit that in respect of the co-accused, since they have no previous cases at their credit, they have been granted anticipatory bail. Further, apart from this case, 9 previous cases are pending against the petitioner. The anticipatory bail petition filed by the petitioner was dismissed by this Court, vide order dated 01.02.2024. Hence, he 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 already 9 previous cases are pending against the petitioner and he is a history sheeted person, there is no change of circumstances, I am not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

sd/-
20/02/2024

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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
VEMBAKKOTTAI POLICE STATION,
VIRUDHUNAGAR DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.2608 of 2024
Date :20/02/2024

PKP/VR/SAR /23.02.2024/ 3P/3C
Madurai Bench of Madras High Court is issuing certified
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