

In the Court of the Vacation Sessions Judge, Theni.

Present: Thiru. P. Ganesan, B.A., B.L., D.L.L.,
Vacation Sessions Judge, Theni,

Dated this the 13th day of May 2024

Cr1.M.P.No.05/2024

CNR.No.TNTH00-000005-2024

Jebadeepa

... Petitioner/Accused

-Versus-

State through the Inspector of Police,

Devathanapatti P. S. in

Cr.No.72/2024

... Respondent/Complainant

This petition is coming up on this day before me for hearing in the presence of Thiru. V. Thangappa, for the petitioner and the Learned Public Prosecutor for the State and this Court passed the following:

ORDER

This petition has been filed by the petitioner/accused U/s.439 of Code of Criminal Procedure seeking bail.

2. The Nitty-Gritty of the prosecution case is as follows :-

It is alleged in the FIR that on 17.02.2024 at about 3.30 p.m., the petitioner and Muthumani fled away from the scene of crime while the complainant claimed the staircase of her house. In her home, the complainant seen that her husband was lying in a pool of blood. Also 05 sovereigns gold chain wearing by the deceased was found missing. So the case was registered against the petitioner and another one U/s.302, 392 and 449 of IPC.

3. Heard both sides.

4. The points for determination is that can the petitioner be released on bail ?

..2..

Answer :

5. The FIR and reply given by the Police are perused. The FIR prima facie shows that the petitioner fled away from the scene of crime soon after murder of the deceased. The place of occurrence is in the house of the deceased. The crime is murder for gain. The prosecution submitted that the investigation is still underway, if released on bail the petitioner would tamper with evidence and abscond. As claimed by the prosecution, the investigation is still underway further there is possibilities for the petitioner to abscond if released on bail. This would hamper the investigation. Taking all the above facts into account, I am not inclined to release the petitioner on bail.

In result, this bail petition is dismissed.

Pronounced by me in open Court on this the 13th day of May 2024.

**Vacation Sessions Judge,
Theni.**

Copy to:

The Judicial Magistrate, Periyakulam.