



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

Tuesday, the Thirtieth day of August Two Thousand Eleven
PRESENT

The Hon`ble Ms.Justice R.MALA

CRL OP(MD) No.10812 of 2011

P.C.MURALIDHARAN

... PETITIONER/ACCUSED

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
PATTIVEERANPATTI POLICE STATION,DINDIGUL DISTRICT.
(CRIME NO.145 OF 2008)

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.VEERA KATHIRAVAN Advocate

For Respondent : MR.A.RAMAR, Addl.Public Prosecutor (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 147, 148, 341 and 506(ii) of I.P.C. in Crime No.145 of 2008 on the file of the respondent police and hence seeks anticipatory bail.

2. The learned counsel for the petitioner would submit that the alleged occurrence has been taken place on 13.04.2008 and the complaint has been registered on 21.06.2008. He further submitted that the petitioner is an innocent person and he has been falsely implicated in this case and the investigation is considerably over and hence, he prays for enlargement on anticipatory bail.

3. The learned Additional Public Prosecutor would submit that the alleged occurrence has been taken place on 13.04.2008 and the case has been registered on the basis of the direction of the learned Judicial Magistrate under Section 156(3) Cr.P.C. He further submitted that after the investigation, referred charge sheet has been filed as 'mistake of fact', however, notice is yet to be served to the defacto complainant and hence, he prays for dismissal of this application.

4. Recording the said submission of the learned Additional Public Prosecutor, since the case has been closed as 'Mistake of Fact' and notice is yet to be served to the defacto complainant, this criminal petition is disposed of.

sd/-

30/08/2011

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)

TO

1 THE INSPECTOR OF POLICE,PATTIVEERANPATTI POLICE STATION,
DINDIGUL DISTRICT.

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

+1 CC to M/S.VEERA KATHIRAVAN Advocate SR.No.29683

ORDER IN

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Date :30/08/2011