

**IN THE COURT OF II ADDITIONAL DISTRICT AND SESSIONS JUDGE,
TIRUVALLUR AT POONAMALLEE.**

Present: Thiru.C. Vijayakumar, B.A..B.L.,
II Additional District and Sessions Judge
Tiruvallur at Poonamallee.

On this Wednesday , the 19th day of February 2025

Crl. M.P.No.3 /2025
in
Sessions Case No.557 /2024

Muthu Pandi (A.4)
S/o Ramar
No.59, Porkudil Nagar,
Sikkandharchavadi, Sivan kovil,
Podambu Village,
Madurai, Tamil Nadu.

..Petitioner / Accused

/Versus/

State represented by ,
The Inspector of Police,
T.3 Korattur Police Station,
(Crime No.499 of 2024)

..Respondent/Complainant.

This Bail Petition came up before this court for hearing before me on today , M/s. C.C. Chellappa, M.P. Mugunthrajan, S.Viji, learned counsel for the Petitioner /Accused and the learned Additional Public Prosecutor Tr.K.P.Purachidasan, appeared for the Respondent/Complainant and upon

hearing the arguments of both sides and upon perusing the records and material papers, this court delivered the following :

O R D E R

The counsel for the Petitioner / accused filed a bail application u/s.483 of BNSS 2023 to enlarge the Petitioner / accused on bail.

2) The learned counsel for the Petitioner would submit that the Petitioner was arrested on 23.07.2024 for the alleged offence u/s. 324 @ 174 Cr.P.C. @ 147, 148,30(ii)IPC r/w 149 IPC @ under section 147, 148, 302 IPC and 149 of IPC in connection with the Crime No.499/2024 on the file of T.3 Korattur Police Station. The Respondent filed a final report before the Judicial Magistrate at Ambattur and after that the above aid case was committed to this Court for trial and the same has been now posted for further proceedings. It is further submitted that the Petitioner also revoked the goondas as against the Petitioner / Accused in HCP No.2486/2024 dated 09.12.2024 and the same was attached with this petition. This is the 1st Bail application filed before this court and no similar petition is pending or filed before any other court. The Petitioner further submitted that he is ready to offer solvent sureties. Therefore the counsel for the Petitioner prays to enlarge the Petitioner on bail.

3) On the other hand, the learned Additional Public Prosecutor filed a reply and vehemently opposed the bail application. He would further submit that the case

of the prosecution is that the deceased and the Defacto Complainant are husband and wife and were separated due to a difference of opinion and living separately but they had contact over phone, on 02.06.2024 at about 10.00 A.M. , the defacto complainant's relative called and informed that her husband was admitted in Government Hospital, Tiruvallur and when she went there, she saw that the deceased was having severe injuries all over the body and when enquired that on 01.06.2024, at about 11.30 P.M. , when returning from his work and coming near Korattur Padi Signal, the Petitioner along with other accused, attacked him with a knife, he sustained injuries and admitted in hospital, on 03.06.2024 thereafter shifted to a private hospital, based on the complaint FIR was registered u/s. 324 IPC and later he died on 06.06.2024 in the hospital, hence, the section was altered into 302 IPC. Necessary charges have to be framed against the accused and the trial was commencing in this case. This is the 2nd Bail Petition filed by the Petitioner before this court. Further the Petitioner has got involved in 37 other cases also. In this situation, if the Petitioner is released on bail, he may abscond and he will not co-operate with the prosecution and as a result the trial could not be completed. More over the securing of the Petitioner / accused also a difficult task. Hence, he strongly objected the bail application.

4) Now, the point for consideration is that whether the Petitioner /Accused can be released on bail or not ?

5) POINT :

Heard both sides. Records were carefully perused.

6) The Petitioner was arrested for the alleged offence u/s. 324 @ 174 Cr.P.C. @ 147, 148,30(ii)IPC r/w 149 IPC @ under section 147, 148, 302 IPC and 149 of IPC in connection with the Crime No.499/2024 on the file of T.3 Korattur Police Station. The Petitioner was arrested on 23.07.2024 and he was in a judicial custody. After completion of investigation, charge sheet was filed against the Petitioner and other accused. The case was committed to this court and the case is pending for opening of prosecution and hearing of charges. The case is pending at the initial stage.

7) Furthermore, the learned Additional Public Prosecutor would submit that the following 37 cases are pending against the Petitioner and if the Petitioner is released on bail, he may abscond and may not co-operate for the trial.

Sl. No.	Crime No. and Police Station	Particulars of offence	Accused and Address
1.	674/2018 Abiramapuram	288, 337, 338 IPC @ 288, 388 IPC	Muthupandi (32) S/o Ramar, No.15, Perumal Koil Stret, Kurumbalur, Perambalur.
2.	112/2022	294(b), 336, 341, 385, 397, 506(2) IPC	Muthupandi (30) S/o Ramar, No.59, Porkudil Nagar, Sikkander Chavadi Sivan Koil, Madurai.

3.	108/2022 Valasaravakkam	307 IPC	Muthupandi (30) S/o Ramar, No.59, Porkudil Nagar, Sikkander Chavadi Sivan Koil, Madurai.
4.	499/2024 Korattur	174 Cr.P.C. 120B, 147, 148, 302, 304(2), 324, 341 @ 147, 148, 149, 302, 120B, 341 IPC.	Muthupandi (30) S/o Ramar, No.59, Porkudil Nagar, Sikkander Chavadi Sivan Koil, Pothumbu Village, Madurai.
5.	280/2021 Gudalur North	69 IPC 3 - ED Act 1897	Muthupandi (30) (S/o) Ramar, W-13, M.G.R. Colony, Gudalur.
6.	36/2016 Gudalur South	75 TNCP Act	Muthupandi (30) (S/o) Ramar, W-13, M.G.R. Colony, Gudalur.
7.	2373/2020 Dstsbsnampatti	151 Cr.P.C.	Muthupandi (30) (S/o) Ramar,
8.	428/2023 Podhanur	151 Cr.P.C.	Muthupandi (29) (S/o) Ramar
9.	261/2023 T. Kallupatti	151 Cr.P.C.	Muthupandi (25) (S/o) Ramar Vel Mooppar Street, T. Kallupatti, Peraiyur Taluk, Madurai District.
10.	69/2020 Kadupatty	147, 148, 294(b), 323, 324, 506(2) IPC 4 - TNPHW Act	Muthupandi (35) (S/o) Ramar 5-198, School Street, Dhamotharanpatti, Vadipatti (TK), Madurai District
11.	458/2020 T. Ramanathapuram	188, 269, 270 IPC	Muthupandi (32) (S/o) Ramar Nedunghulam, Thirumangalam, Madurai.
12.	64/2020 Perungudi	188, 269, 270 IPC	Muthupandi (28) (S/o) Ramar P. Alangulam, Madurai Dt.
13.	204/2020 Villor	188, 270 IPC 3 -ED Act 1897 @ 188 270 IPC 3 - ED Act 1897.	Muthupandi (33) (S/o) Ramar East Street, Villur, Kalligudi Taluk, Madurai District.
14.	783/2020 V. Chatrapatti	269 IPC 51(b) -DM Act 2005 @ 269 IPC 51(b) -DM Act 2005	Muthupandi (27) (S/o) Ramar East Street, Karaikedi, Peraiyur Taluk, Madurai District.

15.	609/2020 V. Chatrapatti	269 IPC 51(b) -DM Act 2005 @ 269 IPC 51(b) -DM Act 2005	Muthupandi (29) (S/o) Ramar Vinayagar Kovil Street, V. Kuchampatti, Peraiyur Taluk, Madurai District.
16.	35/2020 V.Chatrapatti	180,270 IPC - 3 ED Act 897 @ 188, 270 IPC 51(b)-DM Act 2005	Muthupandi (27) (S/o) Ramar East Street, Karaikedi, Peraiyur Taluk, Madurai District.
17.	1136/2023 SS Colony	3224, 34, 341, 379, 506(2) IPC @ 341, 324, 506(2), 34 IPC	Muthupandi (28) (S/o) Ramar Vivekanandar Street, Sakthivelammal Nagar, SS Colony, Madurai.
18.	444/2023 SS Colony	392, 397, 506 (2) IPC	Muthupandi (30) (S/o) Ramar Porkudil Nagar, Sivan Kovil, Sikkandar Chavadi, Madurai.
19.	1091/2023 SS Colony	114, 115. 120B, 147, 148, 149, 294(b), 302, 307, 324, 34, 342, 506(2) IPC @ 34, 115, 148, 342, 506(2) 294(b), 302, 120B IPC	Muthupandi (32) (S/o) Ramar 18/9, Vivekanandar Street, Sakthivelammal Nagar, SS Colony, Madurai.
20.	62/2019 SS Colony	294(b), 323, 324, 34, 342, 506(2) IPC @ 294(b), 324, 506(2) 342, 34 IPC	Muthupandi (32) (S/o) Ramar 18/9, Vivekanandar Street, SS Colony, Madurai.
21.	211/2018 SS Colony	75 TNCP Act	Muthupandi (32) (S/o) Ramar 18/9, Vivekanandar Street, Thiruvalluvar Mandram, Bank of Baroda, Near SS Colny, Madurai.
22.	509/2015 SS Colony	109 Cr.P.C.	Muthupandi (32) (S/o) Ramar Jawahar 1 st Street, Kandan Compound, SS Colony, Madurai.
23.	39/2024 Karipatti	290 IPC 4(1)(i) TNP Act.	Muthupandi (26) (S/o) Ramar 2/433, Saratha Nagar, Sivakasi, Virudhunagar District.
24.	1068/2020 Karipatti	294(b) IPC	Muthupandi (25) (S/o) Ramar 2/433, Saratha Nagar, Thiruthangal.

25.	73/2019 Karipatti	143, 341 IPC	Muthupandi (25) (S/o) Ramar 14/6, Samathuvam, Sallipatti(PO), Pattakulam, Srivilliputhur.
26.	568/2017 Karipatti	143, 188,285 IPC	Muthupandi (25) (S/o) Ramar 14/6, Senbagam Street, Samathuvapuram.
27.	679/2018 Thiruthangal	75(1)(c) - TNCP Act.	Muthupandi (26) (S/o) Ramar 2/433A, Saratha Nagar, Thiruthangal.
28.	657/2018 Thiruthangal	294(b) IPC	Muthupandi (26) (S/o) Ramar 2/433A, Saratha Nagar, Thiruthangal.
29.	207/2014 Watrap	279, 338 IPC	Muthupandi (26) (S/o) Ramar Bus Stand Street, Koompatti.
30.	175/2024 Krishnan Kovil	12 TNG Act	Muthupandi (30) (S/o) Ramar Senbagam Street, Samathuvapuram. Pattakulam, Srivilliputhur Taluk, Virudhunagar Dist.
31.	359/2020 Krishnan Kovil	294(b) IPC	Muthupandi (30) (S/o) Ramar Senbagam Street, Samathuvapuram. Sempattiyankal.
32.	625/2020 Sempatti	269 IPC	Muthupandi (35) (S/o) Ramar East Street, Sokkalingapuram, Athoor Taluk, Dindigul.
33.	622/2020 Sempatti	294(b) IPC	Muthupandi (35) (S/o) Ramar East Street, Sokkalingapuram, Athoor Taluk, Dindigul.
34.	199//2019 Sempatti	387 IPC	Muthupandi (35) (S/o) Ramar East Street, Sokkalingapuram, nOW AT M.G.R. Nagar, Sedapatti, Athoor Taluk, Dindigul.
35.	507/2014 Perumalpuram	110(e), 110(f) Cr.P.C.	Muthupandi (34) (S/o) Ramar Thachanallur

36.	503/2013 Perumalpuram	294(b), 307, 341, 506(2) IPC	Muthupandi (35) (S/o) Ramar VM Chatram
37.	1762/2013 HUDCO	109 Cr.P.C.	Muthupandi (32) (S/o) Ramar SindharaRoad, Thindukal.

8) Further the Petitioner filed 1st bail application before this court in CMP No.12/2025 and the same was dismissed on 30.01.2025. Considering the facts and circumstances of the case and also the objection made by the learned Additional Public Prosecutor, and the Petitioner is having 37 cases pending, this Court does not incline to grant bail to the Petitioner / accused and the same is dismissed.

In the result, this bail petition is dismissed.

Dictated by me to the Steno-typist, typed by him in the Computer, corrected and pronounced by me in the Open court on the 19th day of February 2025.

**II Additional District and Sessions Judge,
Tiruvallur at Poonamallee.**

Order

CMP No.3/2025

in S.C. No.557/2024

Date : 19.2.2025.

II A.D.S.C., Poonamallee.