

MEMORANDUM OF CRIMINAL ORIGINAL PETITION
(Petition Under Section 439 Cr.P.C)

IN THE HIGH COURT OF JUDICATURE AT MADRAS

CrI.O.P.No. of 2004

In

Crime No. 914 of 2004
(On the file of Respondent)

Sri Jayendra Saraswathi Swamigal,
Kanchi Mutt, Kanchipuram

... Petitioner/ Accused.1

Vs

State by Inspector of Police,
B.2, Vishnu Kanchi Police Station,
Kanchipuram

... Respondent/ Complainant

The address for service of all process of court on the petitioner is that of his counsel
K.P.Anantha Krishna, 29, Sriman Srinivasan Road, Alwarpet, Chennai –18.

The address for service of all process of court on the respondent is as stated above.

Petition Under Section 439 Cr.P.C.

The petitioner begs this criminal original petition and state as follows:

1. The Judicial Magistrate, Kanchipuram on 11/11/04 has remanded the petitioner to judicial custody for alleged offences 120B, 34 r/w302 IPC.
2. The offence is in relation to the murder of the manager of perumal temple at Kanchipuram. The respondent has so far arrested all the accused and have remanded them to judicial custody. The petitioner has been roped in only on the confession given by the co accused.
3. The petitioner has been questioned on many occasions and the petitioner has co-operated with the respondent at all times.
4. The petitioner is the head of the kanchi mutt and highly reputed person in society. He is totally innocent of the charges levelled against him.

5. The petitioner is the head of a recognised Sacred Hindu Mutt having activities all over India and abroad. The mutt caters to the multitude of people in the varying sails of education, hygiene and medical care.
6. The petitioner is willing to abide by any condition imposed by this Hon'ble Court.
7. The petitioner is willing to furnish sureties to the satisfaction of this Court.

It is therefore prayed to this Hon'ble Court that it may be pleased to enlarge the petitioner on bail in Crime 914 of 2004 pending investigation on the file of the respondent and thus render justice.

Dated at Chennai on this the 11 day of November 2004.

Counsel for Petitioner

- No similar Petition is pending before any court.
- Bail to the satisfaction of Judicial Magistrate.
- This is the first Bail application.