



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

Thursday, the Thirteenth day of August Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.15702 of 2015

1 RAJA SINGH
2 RAMESH

... PETITIONER / ACCUSED NOS.1 & 2

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
SRIVILLIPUTTUR TOWN POLICE STATION,
VIRUDHUNAGAR DISTRICT
(CR.NO. 445/2015) ... RESPONDENT / COMPLAINANT

For Petitioner : M/S.G.MARIMUTHU Advocate

For Respondent : M/S.S.PRABHA, Govt. Advocate (Crl. Side)

PETITION FOR BAIL Under Sec. 439 Cr.P.C.

ORDER : The Court Made the following order :-

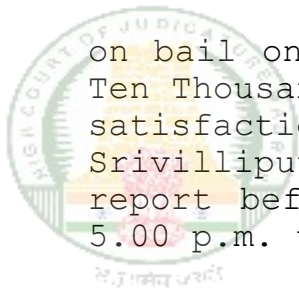
The petitioners, who are arrayed as accused Nos.1 and 2 in Crime No.445 of 2015 on the file of the respondent police, was arrested on 17.07.2015 for the alleged offences punishable under Sections 279, 337, 304 (A), 379 I.P.C., r/w. Section 21(1) (4) (1-A) of Mines and Minerals Act and hence, seek bail.

2. The case of the prosecution is that on 17.07.2015, a tractor and trailer bearing Registration Nos.TN 50 W 7961 and TN 67 AV 3627, while transporting sand illegally, capsized and the driver Muthiya died on the spot.

3. The learned counsel for the petitioners submitted that the first accused is the owner of the tractor and the second accused is a load-man and the vehicle was driven by the deceased for which they are no way responsible. It is further submitted that the petitioners are innocent and they have been falsely implicated in this case.

4. The learned Government Advocate (Crl.side) submitted that the first petitioner is having one previous case and he is the owner of the vehicle and the second petitioner was working as a load-man at the time of occurrence.

5. Considering the facts and circumstances of the case, this Court is inclined to grant bail to the petitioners with certain conditions. Accordingly, the petitioners is ordered to be released



on bail on their executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Srivilliputhur and on further condition that the petitioners shall report before the respondent police daily twice at 10.00 a.m. and 5.00 p.m. until further orders.

sd/-

13/08/2015

WEB COPY

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1.THE JUDICIAL MAGISTRATE NO.II,
SRIVILLIPUTHUR.

2.THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR AT SRIVILLIPUTHUR.

3.THE ADDL. PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

4.THE INSPECTOR OF POLICE
SRIVILLIPUTTUR TOWN POLICE STATION,
VIRUDHUNAGAR DISTRICT

5.THE OFFICER INCHARGE,
SUB JAIL SRIVILLIPUTHUR.

+1. CC to M/S.G.MARIMUTHU Advocate SR.No.46133

ORDER

IN

CRL OP(MD) No.15702 of 2015

Date :13/08/2015

RG.13.08.2015

2P/7C.