



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

Wednesday, the Ninth day of September Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.17486 of 2015

DHARMALINGAM

... PETITIONER/ACCUSED NO.3

Vs

STATE REP.BY
THE INSPECTOR OF POLICE
POOLANKURICHI POLICE STATION,
THIRUPATHUR TALUK,
SIVAGANGAI DISTRICT,
(CRILME NO.35 OF 2015)

... RESPONDENT/COMPLAINANT

For Petitioner : M/S V.SANKARANARAYANAN Advocate
For Respondent : MRS.S.PRABHA,
Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.
ORDER : The Court Made the following order :-

The petitioner, who is arrayed as accused A3, apprehends arrest at the hands of the respondent Police for the alleged offences punishable under Sections 379 IPC, in Crime No.35 of 2015 on the file of the respondent Police and hence, seeks anticipatory bail.

2.According to the prosecution, the accused have committed theft of generator worthy of Rs.42,000/-.

3.The learned counsel for the petitioner submitted that the petitioner is a Driver of TATA ACE and he was engaged by A1 and A2 for transportation of the generator and hence, he was not aware of the fact that A1 and A2 have committed the offence. It is further submitted that A1 and A2 were arrested and remanded to judicial custody.

4.The learned Government Advocate (Crl.side) appearing for the respondent Police submitted that the petitioner has no bad antecedent and the 2nd accused was released on bail by the Judicial Magistrate, Tirupathur.

<https://hcservices.ecourts.gov.in/hcservices/>

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner, with



certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned District Munsif cum Judicial Magistrate Court, Thirupathur, Sivagangai District, and on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police daily at 10.00 am until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

6.The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
09/09/2015

/ TRUE COPY /

Sub-Assistant Registrar

TO

1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
THIRUPATHUR, SIVAGANGAI DISTRICT.

2 -DO- THRO' THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI.

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

4 THE INSPECTOR OF POLICE
POOLANKURICHI POLICE STATION,
THIRUPATHUR TALUK, SIVAGANGAI DISTRICT.

+1. CC to M/S V.SANKARANARAYANAN Advocate SR.No.52974

Akm/11.09.2015 /2p-6c/

ORDER
IN
CRL OP(MD) No.17486 of 2015
Date :09/09/2015