



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

Tuesday, the Twenty Ninth day of September Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.18547 of 2015

ALWIN

... PETITIONER / SOLE ACCUSED

Vs

THE STATE REP.BY
THE INSEPECTOR OF POLICE
C.S.C.I.D KUZHITHURAI AT NAGERCOIL,
CR. NO.138 OF 2015

... RESPONDENT / COMPLAINANT

For Petitioner : M/S T.LENIN KUMAR 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 the sole accused, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 6(4) of TNSC (RDCS) order 1982 r/w.7(1)(a)(ii) of Essential Commodities Act, 1955, in Crime No.138 of 2015 on the file of the respondent police and hence, seeks anticipatory bail.

2.It is submitted by the learned counsel for the petitioner that the petitioner is an innocent person and he has not committed any offence and prays for anticipatory bail in favour of the petitioner.

3.The learned Government Advocate (Crl.side) submitted that the petitioner was found in possession of 3 bags of PDS rice each weighing 120 kgs and there is no previous case against the petitioner.

4.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 Judicial Magistrate No.I, Nagercoil 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 a.m., until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. Scrupulously.



5. 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/-
29/09/2015

/ TRUE COPY /

WEB COPY

Sub-Assistant Registrar

TO

1 THE JUDICIAL MAGISTRATE NO.1
NAGERCOIL

2 THE CHIEF JUDICIAL MAGISTRATE
KANYAKUMARI DISTRICT

3 THE INSEPECTOR OF POLICE
C.S.C.I.D KUZHITHURAI AT NAGERCOIL,

4 THE ADDITIONAL PUBLICPROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT
MADURAI

+1. CC to M/S T.LENIN KUMAR Advocate SR.No.57541.

ORDER
IN
CRL OP(MD) No.18547 of 2015
Date :29/09/2015

AM/01.10.2015/NGM.SS/SAR-I/2P/6C