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

Thursday, the Sixteenth day of April Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.6082 of 2015

1 CHITHIRAI KANI
2 B.RAMAR
3 V.PRABHU ... PETITIONERS / ACCUSED NOS.1 TO 3

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
KOOMAPATTI POLICE STATION,
VIRUDHUNAGAR DISTRICT.
(CRIME NO.31 OF 2015) ... RESPONDENT / COMPLAINANT

For Petitioner : M/S.M.GURURAJ, Advocate

For Respondent : M/S.K.V.RAJARAJAN, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who are arrayed as A1 to A3, apprehend arrest at the hands of the respondent Police for the alleged offences punishable under Sections 465, 468, 471, 379 and 511 of IPC in Crime No.31 of 2015 on the file of the respondent Police and hence, seek anticipatory bail.

2.The case of the prosecution is that on 26.03.2015 the accused had transported sand by using fabricated documents.

3.The learned counsel appearing for the petitioners submitted that even as per the compliant, accused are said to have been caught red-handed and there is further allegations that they have escaped from the scene of occurrence. It is also submitted that the petitioners are poor drivers and they are nothing to do with the alleged offence.

4.The learned Government Advocate (Crl.side) appearing for the respondent Police submitted that the petitioners are drivers involved in transporting sand worth of Rs.500/- in each tractor and previously they have not involved in any other case of this nature.

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It is further submitted that the accused 4 to 11 were arrested and released on bail.

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Srivilliputhur, and on each of them 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 petitioners shall appear before the respondent police daily at 10 am until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

6.The petitioners 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/-
16/04/2015

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

TO

1 THE JUDICIAL MAGISTRATE, SRIVILLIPUTHUR.

2 -DO-THRO' THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR @ SRIVILLLPUTHUR.

3 THE INSPECTOR OF POLICE, KOOMAPATTI POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

+1. CC to M/S.M.GURURAJ, Advocate SR.No.19356.

ORDER IN
CRL OP(MD) No.6082 of 2015
Date :16/04/2015

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