

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Twentieth day of November Two Thousand Seventeen

PRESENT

The Hon`ble Mr Justice N. AUTHINATHAN

CRIMINAL ORIGINAL PETITION No.24745 of 2017

1 VIKRAM

[PETITIONERS / ACCUSED]

2 PARAMESWARAN

Vs

THE INSPECTOR OF POLICE

[RESPONDENT]

B-4, PADALAM POLICE STATION,

KANCHEEPURAM DISTRICT.

CR.NO.421/2017.

For Petitioner : M/S.T.GNANABANU Advocate

For Respondent : MR. B.RAMESH BABU, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioners seek anticipatory bail under section 438 of Cr.P.C. for the alleged offences under Sections 294(b), 353, 307, 430 and 379 IPC in Cr.No.421 of 2017 on the file of the respondent police.

2. Heard both sides.

3. According to the prosecution, the petitioners are alleged to have transported sand illegally from the river bed.

4. The learned counsel for the petitioners would submit that the petitioners are in no way connected to this offence and they have been falsely implicated in this case. They have no previous case against them. He further submitted that the co-accused/A4 was released on bail and the property was recovered and therefore, the petitioners may be granted anticipatory bail.

5. The learned Government Advocate (Crl. Side) would submit that the vehicle has been seized and property was recovered and there was no previous case against these petitioners.

6. Having regard to the nature of allegation against the petitioners and taking note of the fact that the vehicle has been seized and the petitioners have no previous case against them and co-accused was released on bail and as it is not stated that the custodial interrogation of the petitioners is required, I am inclined to grant anticipatory bail to the petitioners subject to the following conditions :-

7. (i) Anticipatory bail is granted.

(ii) The petitioners are ordered to be released on bail in the event of their arrest or appearance before the learned Judicial Magistrate No.I, Chengalpattu, within a period of fifteen days from the date of receipt of a copy of this order 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 said Magistrate.

(iii) The petitioners shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation.

-sd/-

20/11/2017

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
NO.I, CHENGALPATTU

2 THE CHIEF JUDICIAL MAGISTRATE
CHENGALPATTU (FOR INFORMATION)

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE
B-4, PADALAM POLICE STATION,
KANCHEEPURAM DISTRICT.

CC to M/S.T.GNANABANU Advocate on payment of necessary charges
Sr.21260

CRL OP.24745/2017

Date :20/11/2017

RVR 24/11/2017