



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

Tuesday, the Twentieth day of June Two Thousand Seventeen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CRL OP(MD) No.6365 AND 6374 of 2017

1 KANNAN @ KUTTAI KANNAN,
2 ARUN PANDIAN,

... PETITIONERS/ACCUSED NO.1 & 2
IN CRL OP(MD)NO.6365/2017

PRABU

...PETITIONER/ACCUSED NO.3
IN CRL OP(MD)NO.6374/2017

Vs

STATE REP.BY
THE INSPECTOR OF POLICE,
CIVIL SUPPLIES C.I.D., MADURAI.
(CR.NO.104/2017)

... RESPONDENT/ COMPLAINANT
IN BOTH THE PETITIONS

For Petitioner : M/S.T.LENIN KUMAR Advocate
IN CRL OP(MD)NO.6365/2017
: MR.T.DHANDAPANI, ADVOCATE
IN CRL OP(MD)NO.6374/2017

For Respondent : MR.A.RAMAR, ADDITIONAL PUBLIC PROSECUTOR
IN BOTH THE PETITIIONS

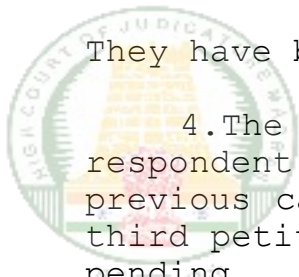
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who are arrayed as A1 to A3 in Crime No.104 of 2017 on the file of the respondent police, apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 6(2)(3)(4) of TNSC (RDCS) Order, 1982 r/w 7(1)(a)(ii) of Essential Commodities Act, 1955 and hence, seek anticipatory bail.

2.Heard the learned counsel for the petitioners and the learned Additional Public Prosecutor for the respondent/State.

3.The learned counsel for the petitioners submitted that on 18.05.2017 the petitioners colluding with the other accused are alleged to have illegally transported 10 bags of PDS rice. He would further submit that only on the basis of confession of A4 and A5, the petitioners are arrayed as accused in this case. The petitioners are innocent. They have not committed any offence as alleged in the complaint. They are no way connected with this case.



They have been falsely implicated in this case.

4.The learned Additional Public Prosecutor appearing for the respondent / Police submitted that the first petitioner has three previous case and the second petitioner has two previous cases. The third petitioner is the owner of the vehicles. The investigation is pending.

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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 No.III, Madurai and on each 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 10.30 a.m. 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 shall stand automatically dismissed.

sd/-
20/06/2017

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

GCG
TO

- 1 THE JUDICIAL MAGISTRATE NO.III, MADURAI.
- 2 THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.
- 3 THE INSPECTOR OF POLICE,
CIVIL SUPPLIES C.I.D., MADURAI.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+2. CC to M/S.T.LENIN KUMAR Advocate SR.No.24673, 24674

GJM/RR/BS/SAR-3-23.6.17-2P-7C

ORDER
IN
CRL OP(MD) No.6365 &
6374 of 2017
Date :20/06/2017