

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

Monday, the Seventeenth day of April Two Thousand Seventeen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CRL OP(MD) No.4505 of 2017

SATHEESH KUMAR,

... PETITIONER / SOLE ACCUSED

Vs

THE STATE REP BY  
THE INSPECTOR OF POLICE,  
PUTHIAMPUTHUR POLICE STATION,  
THOOTHUKUDI DISTRICT.  
(CRIME NO.55 OF 2017)

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.G.THALAIMUTHARASU Advocate

For Respondent : M/S.S.PRABHA, Government Advocate(Criminal 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 in Crime No.55 of 2017 on the file of the respondent police, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 323 and 379 (sand theft) of IPC and hence, seeks anticipatory bail.

2.Heard the learned counsel for the petitioner and the learned Government Advocate(Crl. Side) for the respondent/State.

3.The case of the prosecution that the petitioner illegally transported half unit of odai sand.

4.The learned Government Advocate (crl. Side) on instructions would submit that there is no previous case against the petitioner.

5.Considering the peculiar circumstances of the case and also considering the fact that there is no previous case against the petitioner, 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, Thoothukudi and on his 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 10.30 a.m., until further orders, for interrogation. 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/-  
17/04/2017

/ TRUE COPY /

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

TO

- 1 JUDICIAL MAGISTRATE NO I  
THOOTHUKUDI
  - 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
THOOTHUKUDI DISTRICT.
  - 3 THE INSPECTOR OF POLICE,  
PUTHIAMPUTHUR POLICE STATION,  
THOOTHUKUDI DISTRICT.
  - 4 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI
- +1. CC to M/S.G.THALAIMUTHARASU Advocate SR.No.20205  
SVA/KKR/21.04.2017/SAR3/2P/6C

ORDER

IN

CRL OP(MD) No.4505 of 2017

Date :17/04/2017

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