



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

Wednesday, the Twelfth day of September Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) No.16375 of 2018

KARUPPASAMY

... PETITIONER /4th ACCUSED

Vs

THE STATE

BY THE INSPECTOR OF POLICE,
R.S.MANGALAM POLICE STATION,
RAMNAD DISTRICT.

(CRIME NO.126/2018)

... RESPONDENT / COMPLAINANT

For Petitioner : Mr.D.VENKATESH Advocate

For Respondent : Mr.V.NEELAKANDAN
Additional Public Prosecutor

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

ORDER : The Court Made the following order :-

The petitioner apprehends arrest at the hands of the respondent police for the offences punishable under Section 379 IPC r/w Section 21(iv) of Mines and Minerals (Development & Regulation) Act, in Crime No.126 of 2018, seeks anticipatory bail.

2.The case of the prosecution is that on 06.09.2018, the complainant was conducting usual checkup, at that time, he came to know that the accused person was illegally trying to transport the sand. Hence, the respondent police registered a case.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has nothing to do with the commission of offence.

4.Heard the learned Additional Public Prosecutor appearing for the State.

5.In view of the rehabilitation undertaken under the Tamil Nadu District Mineral Foundation Rules, 2017, and in order to curb the illegal sand mining activities, this Court is of the opinion that the petitioner is directed to deposit a sum of Rs.15,000/- (Rupees fifteen thousand only) as non refundable deposit to the credit of



the concerned District Mineral Foundation Trust, without prejudice to her rights and contentions before the trial Court.

6. Considering the facts and circumstances of this 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, Thiruvadanai, 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 as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

7. 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 shall stand dismissed.

sd/-
12/09/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE,
THIRUVADANAI.

2. DO THRO' THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.

3. THE INSPECTOR OF POLICE,
R.S. MANGALAM POLICE STATION, RAMNAD DISTRICT.

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

COPY TO: THE OFFICER INCHARGE
DISTRICT MINERAL FOUNDATION TRUST,
RAMANATHAPURAM DISTRICT

+1. CC to MR.D.VENKATESH Advocate SR.No.17517

ORDER

IN

CRL OP(MD) No.16375 of 2018

Date : 12/09/2018