



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

Thursday, the Twenty Seventh day of September Two Thousand Eighteen

WEB COPY

PRESENT

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

CRL OP(MD) No.17286 of 2018

1 MADASAMY @ KATTA MADASAMY
2 MURUGAN

... PETITIONERS / ACCUSED 3 & 4

Vs

THE STATE
BY THE INSPECTOR OF POLICE
NANGUNERI POLICE STATION,
TIRUNELVELI DISTRICT.
(CRIME NO. 284 OF 2018)

... RESPONDENT/ COMPLAINANT

For Petitioners : MR.D.VENKATESH Advocate

For Respondent : MRS.M.ANANTHA DEVI,
Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioners/A3 and A4 apprehend arrest at the hands of the respondent police for the offences punishable under Sections 379 (sand) of I.P.C. in crime No.48 of 2018, seek anticipatory bail.

2.The case of the prosecution is that on secret information, when the defacto complainant along with his subordinate went to Mavadi, near river bank regarding sand theft, they found a Nissan Tipper vehicle was loaded ¼ unit of sand worth about Rs.1000/- and since the accused persons were taking the sand without valid permission, complaint has been registered.

3.Heard the learned counsel appearing for the petitioners.

4.The learned Government Advocate (criminal side) submitted that the accused are habitual offenders and there are three previous cases against the first petitioner and five previous cases against the second petitioner and the investigation is going on.



5. Taking note of the facts and circumstances, since the offence is serious in nature and considering the fact that there are previous cases as against these petitioners, this Court is not inclined to grant anticipatory bail to the petitioners .

6. Accordingly, this criminal original petition is dismissed.

sd/-
27/09/2018

/ TRUE COPY /

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

TO

- 1 THE INSPECTOR OF POLICE
NANGUNERI POLICE STATION, TIRUNELVELI DISTRICT
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

ORDER
IN
CRL OP(MD) No.17286 of 2018
Date : 27/09/2018

MSI/PN/SAR-I/03.10.2018-2P/3C