



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

Wednesday, the Twenty Ninth day of May Two Thousand Nineteen

PRESENT

The Hon`ble Mr.Justice R.PONGIAPPAN

CRL OP(MD) No.7460 of 2019

SENTHIL @ SENTHIKUMAR

... PETITIONERS /UNKNOWN ACCUSED

Vs

STATE REP. BY
THE INSPECTOR OF POLICE,
VANGAL POLICE STATION,
KARUR DISTRICT.
CRIME NO.116 OF 2019

... RESPONDENT / COMPLAINANT

For Petitioner : MR.R.VIJAYARAGAVAN Advocate

For Respondent : MR.R.ANANDARAJ, Additional Public Prosecutor

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

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as accused, apprehending arrest at the hands of the respondent police for the offences punishable under Sections 379 of I.P.C., and 21(1) of Mines and Minerals (Regulation and Development) Act, 1957, in Crime No.116 of 2019, seeks anticipatory bail.

2.The case of the prosecution is that when the respondent police conducted the vehicle check up, the petitioner and other accused are said to have illegally transported sand through lorry bearing Registration No.TN-52-J-1771 and JCB. Hence, a case has been registered against the petitioner.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person, and he did not commit any offence as alleged by the prosecution.

4.The learned Government Advocate (Criminal Side) would submit that by using these two vehicles, the petitioner and other accused committed the offence of sand theft to the tune of 9 units of sand. The properties used for the commission of the offence were recovered.



5. Even though the properties used for the commission of the offence were recovered, considering the fact that the offence committed is nothing but against the environment. So, this Court comes to the conclusion that if these type of petitioner is released on bail, they may try to tamper the witness and hamper the investigation. Therefore, this petition is dismissed.

sd/-
29/05/2019

/ TRUE COPY /

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

TO

- 1 THE INSPECTOR OF POLICE,
VANGAL POLICE STATION,
KARUR DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP (MD) No.7460 of 2019
Date : 29/05/2019

JM/VR/SAR 3/06.06.2019/2P/3C