



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

Date : 09/09/2019

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PRESENT

The Hon'ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD).No.12573 of 2019

Arunachalathevar

... Petitioner/Sole Accused

Vs

State rep
The Inspector of Police,
Boothapandi Police Station,
Kanyakumari District
Crime No. 241/2019.

... Respondent/Complainant

For Petitioner : M/s.M.Sankar,
Advocate.

For Respondent : Mr.A.Robinson,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory bail in Crime No.241 /2019 on the file of the respondent police .

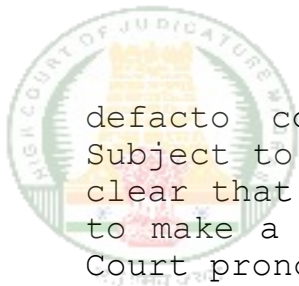
ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioner and the learned Government Advocate(Crl. Side) appearing for the respondent.

2. The petitioner apprehending arrest at the hands of the respondent police for the offence punishable under section 379 of IPC and Section 4(1)(1A) and 21(1) of Mines and Minerals (Development and Regulation), Act, 1957, in Crime No.241 of 2019 on the file of the respondent police, seeks anticipatory bail.

3. The petitioner's counsel, on instructions, undertakes to take a demand draft for a sum of Rs.10,000/- favouring DEVASAM BOARD and deposit the same before the jurisdictional Court at the time of surrender. The Court below shall hand over the same to the

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defacto complainant. This will be a non refundable payment. Subject to this condition, anticipatory bail is granted. It is made clear that merely because, the petitioner will comply this condition to make a non refundable payment, that would not amount that this Court pronounced the judgment on the guilt of the petitioner.

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4. Accordingly, petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Boothapandy, Kanyakumari District, 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.

5. 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/-
09/09/2019

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE,
BOOTHAPANDY, KANYAKUMARI DISTRICT.
2. THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.
3. THE INSPECTOR OF POLICE,
BOOTHAPANDI POLICE STATION,
KANYAKUMARI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to Mr.M.SANKAR Advocate SR.No.15173

ORDER
IN
CRL OP(MD) No.12573 of 2019
Date :09/09/2019

TK/JC/SAR.2/17.09.2019/2P/6C

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