

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

Date : 17/09/2019

PRESENT

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

CRL OP(MD). No.12883 of 2019

Suresh

... Petitioner/Sole Accused

Vs

The State rep. by
The Inspector of Police,
Palayanoor Police Station,
Sivagangai District
(In Crime No.34 of 2019). ... Respondent/Complainant

For Petitioner : M/s.R. Udhayakumar,
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.34 of 2019 on the file of
the respondent

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 offences punishable under Section 379 of
IPC and Section 21(1) of Mines and Minerals (Development and
Regulation) Act, 1957, in Crime No.34 of 2019, on the file of the
respondent police, seeks anticipatory bail.

3.The quantity involved is one unit of sand. The learned
counsel appearing for the petitioner undertakes that the petitioner
shall deposit a sum of Rs.15,000/- (Rupees Fifteen Thousand only) as
non-refundable deposit to the concerned District Mineral Foundation
Trust.

4.Recording the said undertaking given by the petitioner's
counsel, I am 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 District Munsif cum Judicial Magistrate Court, Thiruppuvanam, Sivagangai 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/-
17/09/2019

/ TRUE COPY /

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

TO

- 1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
THIRUPPUVANAM, SIVAGANGAI DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.
- 3 THE INSPECTOR OF POLICE,
PALAYANOOR POLICE STATION, SIVAGANGAI DISTRICT.
- 4 ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- 5 THE DISTRICT MINERAL FOUNDATION TRUST,
SIVAGANGAI DISTRICT.

+1 CC to M/s.R.UDHAYAKUMAR, Advocate (SR-15567[I] dated 17/09/2019)

ORDER
IN
CRL OP(MD) No.12883 of 2019
Date :17/09/2019

SDS/JC/SAR-3/24.09.2019/2P-7C

<https://hcservices.ecourts.gov.in/hcservices/>