



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/09/2019

PRESENT

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

CRL OP (MD) . No.12992 of 2019

1. Anandan,

2. Arumugam,,

3. Dhanapal,

... petitioners/Accused Nos.1 to 3

Vs

State rep by

The Inspector of Police,

Thiruchitrambalam Police Station,

Thanjavur District (Crime No.128/2019).

... Respondent/Complainant

For petitioners : M/s. D.R. Murugesan,
Advocate.

For Respondent : A.P.G.Ohm Chairma Prabhu,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.128 of 2019 on the file of the respondent

ORDER : The Court made the following order :-

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

2. The petitioners are in custody since 07.09.2019, for the offence under section 379 of I.P.C. r/w. Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.128 of 2019, on the file of the respondent police. Hence, he



3. The quantity involved is quarter unit of river sand. They were being transported in bullock cart.

4. The learned Government Advocate (Crl. Side) submitted that the petitioners is not having any previous case.

5. Recording the same, I am inclined to enlarge the petitioners on bail with certain conditions. Accordingly, the petitioners are ordered to be released on bail, subject to the following conditions;

(i) the petitioners shall execute 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 Judicial Magistrate, Pattukottai.

(ii) the petitioners are directed to appear before the respondent police as and when required for the interrogation.

(iii) on breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

sd/-
18/09/2019

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

TO

1. Judicial Magistrate, Pattukottai.
2. Do-Through The Chief Judicial Magistrate,
Thanjore at Kumbakonam.
3. The Officer Incharge, Sub Jail, Pattukottai.



4. The Inspector of Police,
Thiruchitrambalam Police Station,
Thanjavur District

5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1CC TO MR.D.R.MURUGESAN, Advocate Sr. No. 15683

ORDER IN
CRL OP (MD) No.12992 of 2019
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