

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.06.2020

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.8505 of 2020

N.Ahamed Ali, M/47, A-1  
S/o.S.Naina Mohammed,  
No.376, Basuveswar Street,  
Bhavani,  
Erode District.

... Petitioner

Vs.

State by  
The Inspector of Police,  
Civil Supplies CID, Krishnagiri,  
Krihshnagiri District.  
Crime No.122 of 2019

... Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,  
praying to enlarge the petitioner on anticipatory bail in the event  
of his arrest in Crime No.122 of 2019, on the file of the Inspector  
of Police, Civil Supplies CID, Krishnagiri, Krishnagiri District.

For Petitioner : Mr.C.Prakasam

For Respondent : Mr.M.Mohamed Riyaz,  
Additional Public Prosecutor

O R D E R

The petitioner who apprehends arrest at the hands of the  
respondent police for the offences punishable under Sections 6(4) of  
TNSC (RDSCS) Order 1982 r/w.7(1)(a)(ii) of E.C.Act, in Crime No.122 of  
2019, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with  
other accused were found in illegal possession of 350 bags of rice  
each 50 kgs by using lorry bearing Registration No.KA-01-AD-7155.  
Hence, the complaint.

3. The learned counsel for the petitioner would submit that the  
petitioner is innocent person and he has not committed any offence as  
alleged by the prosecution. Hence, he prays to grant anticipatory  
bail to the petitioner.

4. The learned Additional Public Prosecutor would submit that  
the petitioner along with other accused were found in illegal  
possession of 350 bags of rice each 50 kgs by using lorry bearing  
<http://reservices.courts.gov.in/reservices>

Registration No.KA-01-AD-7155. He would also submit that there are 34 previous cases pending as against the petitioner. Hence, he vehemently opposed to grant of anticipatory bail to the petitioner.

5. It is seen that that there are totally three accused in this case and the petitioner is arrayed as A-1. According to the prosecution, the petitioner along with other accused were found in illegal possession of 350 bags of rice each 50 kgs by using lorry bearing Registration No.KA-01-AD-7155. Further that there are 34 previous cases pending as against the petitioner. That apart, the earlier anticipatory bail application was dismissed by this Court in Crl.O.P.No32548 of 2019 on 03.12.2019.

6. Considering the facts and circumstances of the case and the serious offence committed by the petitioner and also there is absolutely no change in circumstances in this case, this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, these Criminal Original Petition is dismissed.

-sd/-

30/06/2020

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)  
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,  
NO.1, .KRISHNAGIRI, KRISHNAGIRI DISTRICT

2 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,  
CIVIL SUPPLIES CID, KRISHNAGIRI,  
KRISHNAGIRI DISTRICT.

CC to M/S.C.PRAKASAM Advocate on payment of necessary charges

CRL OP.8505/2020

Date :30/06/2020

rd 28/07/2020