

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 06.08.2020

CORAM

THE HON'BLE MR. JUSTICE A. D. JAGADISH CHANDIRA

CrI.O.P.No.11333 of 2020

Palanivel

... Petitioner

Vs.

The State Represented by,
The Inspector of Police,
Vridhachalam Police Station,
Cuddalore District.
Crime No.1245 of 2020

... Respondent

PRAYER: Criminal Original Petition is filed under Section 438 of Criminal Procedure Code to enlarge the petitioner on bail in the event of his arrest concerned in Crime No.1245 of 2020 pending on the file of the respondent.

For Petitioner : Mr. T. Meganathan

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

O R D E R

(The case has been heard through video conference)

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 379 and 430 of IPC read with Section 21(1) of Mines and Minerals (Development and Regulation) Act 1957, in Crime No.1245 of 2020, on the file of the respondent police, seeks anticipatory bail.

2. It is the case of the prosecution that the petitioner has transported ½ unit of river sand illegally by using his Bullock Cart without any valid licence. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has been falsely implicated in this case. On instruction, he would further submit that taking into consideration the present Covid pandemic situation the petitioner is prepared to donate/pay some considerable amount to any charitable organization or association without prejudice to his defence and prayed for grant of anticipatory bail.

4. The learned Additional Public Prosecutor appearing for the respondent submitted that the quantity of river sand involved is ½ unit. He further submitted that the petitioner has involved two previous cases pending against him

5. Considering the facts and circumstances of the case and also the fact that the petitioner had two previous cases in his credit which is similar in nature, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

06/08/2020

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.I, VRIDHACHALAM, CUDDALORE DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 INSPECTOR OF POLICE,
VRIDHACHALAM POLICE STATION,
CUDDALORE DISTRICT,

CC to M/S. T.MEGANATHAN Advocate on payment of necessary charges

CRL OP.11333/2020

सत्यमेव जयते Date :06/08/2020

RVR 18/09/2020

WEB COPY