

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :01.09.2020

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Cr1.O.P.No.13405 of 2020

1. T. Alagu
2. T. Sardar

... Petitioners

Vs.

The State Represented by,
The Inspector of Police,
Harur Police Station,
Dharmapuri District.
Crime No.1360 of 2020

...Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C. to grant Anticipatory bail to the petitioners in the event of their arrest in Crime No.1360 of 2020 on the file of the respondent police.

For Petitioners : Mr. J. Pradeep

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

O R D E R

(The case has been heard through video conference)

The petitioners, who apprehend arrest at the hands of the respondent police for the offences publishable under Sections 8(c) and 20(b)(ii)(B) of NDPS Act, in Crime No.1360 of 2020 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners were found in possession of in possession of 1.3 kg of Kanja and A1 in this case was arrested. Hence the complaint.

3. The learned counsel for the petitioners would submit that the petitioners are innocent persons and they have been falsely implicated in this case. Based on the confession made by the arrested accused, the petitioners and other accused were added in this case. Hence, he prays for grant of anticipatory bail to the petitioners

4. The learned Additional Public Prosecutor would submit that the petitioners are found in possession of 1.3 kg of Kanja. As far as the first petitioner has nine previous case and the second petitioner has three previous case and the details are given below:

First petitioner/A2:

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

1. Harur PS.Cr.No.587/2005 under Section 392 IPC.
2. Pr patty PS Cr.No.312/2007 under Section 379 IPC.
3. Harur PS Cr.No.505/2007 under Section 307, 323, 324 IPC.
4. Harur PS Cr.No.859/2007 under Section 147, 148, 307, 304, 341 IPC.
5. Harur PS Cr.No.1105/2007 under Section 307, 394 IPC.
6. Harur PS Cr.No.682/2007 under Section 147,148,294(b),323,324 IPC.
7. Harur PS Cr.No. 1042/2011 under Section 379 IPC.
8. Harur PS. Cr.No.13/2014 under Section 294(b),323,355, 506(i) IPC.
9. Harur PS Cr.No.236/2019 under Section 151Cr.P.C.r/w7(1)(a)CLA Act.

Abstract on A1 - Alagu

Sl.N o.	Dacoity	Robbery	307 IPC	Hurt	Theft	355 IPC	CLA Act
1	1	1	2	1	2	1	1

Second Petitioner/A3:

1. Harur P.S.Cr.No.354/2019 under Section 20(b)(11)(A) NDPS Act, 1985
2. Harur P.S.Cr.No.639/2020 under Section 4(i)(a) r/w 4(1-A) TNP Act.
3. Harur P.S.Cr.No.899/2020 under Section 4(i)(a) r/w 4(1-A) TNP Act.

5. Taking into consideration the facts and submissions of the learned Counsel since the first petitioner has nine previous case and the second petitioner has three previous, this Court is not inclined to grant anticipatory bail to the petitioners.

-sd/-

01/09/2020

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 PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

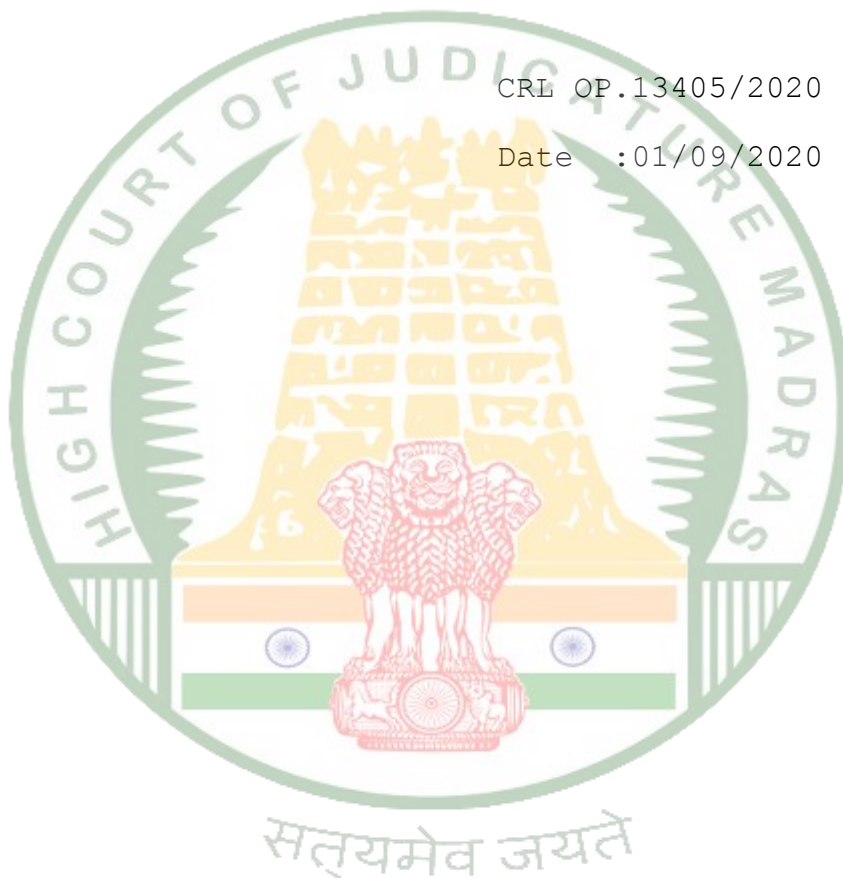
2 THE INSPECTOR OF POLICE,
HARUR POLICE STATION,
DHARMAPURI DISTRICT.

CC to M/S.J.PRADEEP Advocate on payment of necessary charges

CRL OP.13405/2020

Date :01/09/2020

RVR 22/09/2020



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