

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.09.2020

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.OP.No.13713 of 2020

Karanadi Murugan

... Petitioner/A4

Vs.

State rep. by
Inspector of Police,
T-7, Avadi tank factory Police Station,
Avadi, Chennai.
(Crime No.466 of 2020)

... Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,
praying to enlarge the petitioner on bail in the event of his arrest
in Crime No.466 of 2020 on the file of the respondent police.

For Petitioner : M/s.K.Gajendiran

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

O R D E R

(This 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
328 r/w 24(1) of Tobacco Act in Crime No.466 of 2020, on the file of
the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner was found
in possession of 13000 kgs of banned tobacco products. Hence, the
complaint.

3. The learned counsel appearing for the petitioner would submit
that the petitioner was working in the godown as a daily wage worker
and moreover he is an innocent person and he has not involved in any
of the offence as alleged by the prosecution. Hence, he prays to
grant anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the
respondent would submit that the petitioner is the main accused and
he is an habitual offender. During the time of search, the
petitioner was found in possession of 13088 kgs of banned tobacco
products. He further submitted that the petitioner is having five
previous cases in similar nature, i.e., Crime Nos i)82 of 2018
registered by Redhills Police Station; 2) 552 of 2018 registered by
Kaveripettai Police Station; 3) 445 of 2018 registered by Cholavaram

Police Station; 4) 187 of 2019 registered by Cholavaram Police Station and 5) 77 of 2019 registered by Cholavaram Police Station. He further submits that taking into consideration the magnitude of the case, the case has been entrusted to the Assistant Commissioner of Police, Chennai for further investigation. Hence, he vehemently oppose the grant of anticipatory bail to the petitioner.

5. Taking into consideration the above facts and circumstances of the case and also considering the previous antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. Hence, this Criminal Original Petition stands dismissed.

-sd/-

04/09/2020

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 JUDICIAL MAGISTRATE,
AMBATTUR

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 INSPECTOR OF POLICE,
T-7, AVADI TANK FACTORY POLICE STATION,
AVADI, CHENNAI.

4 THE ASSISTANT COMMISSIONER OF POLICE,
CHENNAI.

CC to M/S.K.GAJENDIRAN Advocate on payment of necessary charges

CRL OP.13713/2020

Date : 04/09/2020

RVR 23/09/2020