



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 10/02/2020

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PRESENT

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

CRL OP(MD) . No.2222 of 2020

P.Shahul Hammed, ... Petitioner/Accused No.3
Vs

State rep.by
The Inspector of Police,
CSCID, Kuzhithurai,
Kanyakumari District
(Crime No.12 of 2020). ... Respondent/Complainant

For Petitioner : M/s.T.Selvakumaran,
Advocate.

For Respondent : Mr.A.Robinson,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

for Anticipatory Bail in Crime No.12 of 2020 on the file of the
respondent police.

ORDER : The Court made the following order :-

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

2. The petitioner apprehending arrest at the hands of the
respondent police for the offences punishable under sections 6(3), 6
(4) of Tamil Nadu Scheduled Commodities (RDCS) Order, 1982 and
Sections 7(1)(a)(ii) of Essential Commodities Act, 1985, in Crime
No.12 of 2020 on the file of the respondent police, seeks
anticipatory bail.

3. The learned Government Advocate (Crl.side) pointed out that
2,750 Kg of PDS rice is involved in this case.



4. Though allegations are fairly serious, taking note of the age of the petitioner, I am inclined to grant relief. The petitioner's name did not figure in the original FIR. He is not having any previous case.

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5. Therefore, anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate No.III, Nagercoil, and on his executing 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 learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police daily at 10.30 a.m., for a period of seven days. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

6. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-

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

TO

1. THE JUDICIAL MAGISTRATE NO.III, NAGERCOIL.

2. DO THRO' THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL.

3. THE INSPECTOR OF POLICE,
CSCID, KUZHITHURAI, KANYAKUMARI DISTRICT.

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.T.SELVAKUMARAN, Advocate (SR-2776[I] dated
11/02/2020)

ORDER

IN

CRL OP(MD) No.2222 of 2020

Date :10/02/2020

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<https://hcs.mysir.com/Service/14.02.2020> 2P 6C