



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

Date : 10/02/2020

PRESENT

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

CRL OP(MD). No.2229 of 2020

1.Mahendra Babu
2.Muthu

... Petitioners/Accused Nos.1 and 2

Vs

The State rep.by
The Inspector of Police,
Usilampatti Police Station,
Madurai District.
Crime No.101/2020

... Respondent/Complainant

For Petitioners: M/s.S.Balaji,
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.101/2020 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

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

2. The petitioners apprehending arrest at the hands of the
respondent police for the offences punishable under sections 8(c)
r/w. 20(b)(ii)(B) and 29(1) and 25 of NDPS Act, in Crime No.101 of
2020 on the file of the respondent police, seek anticipatory bail.

3. The petitioners' counsel states that the first petitioner
will surrender before the Court below and apply for regular bail.

4. Hence, this criminal original petition stands dismissed as
withdrawn as far as the first petitioner is concerned.

5. The second petitioner is only the owner of the vehicle. It
appears that the first accused was driving the vehicle, when the
recovery took place. The second accused was not even present in the
scene of occurrence. He has been implicated only because he is the



owner of the vehicle.

6. In view of the above, I am inclined to grant anticipatory bail to the second petitioner with certain conditions. Accordingly, the second petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judge, Special Court for NDPS Act Cases, Madurai, Madurai District, 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 second petitioner shall appear before the respondent police as and when required for interrogation. The second petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

7. The second 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/-
10/02/2020

/ TRUE COPY /

/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1.THE SPECIAL COURT FOR NDPS ACT CASES,
MADURAI, MADURAI DISTRICT.
 - 2.THE INSPECTOR OF POLICE,
USILAMPATTI POLICE STATION,
MADURAI DISTRICT.
 - 3.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S.S.BALAJI Advocate SR.No.2756

ORDER
IN
CRL OP(MD) No.2229 of 2020
Date :10/02/2020

pmu
TK/VR/SAR.4/13.02.2020/2P/5C