



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

Date : 11/06/2020

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN
CRL OP (MD) . No.5939 of 2020

1. Thirumurugan
2. Mathesh
3. Arjun @ Arjunanpandian ... Petitioners/Accused Nos. 1,3 & 5

Vs

State rep by its
The Inspector of Police,
Sattur Taluk Police Station,
Virudhunagar District.
Crime.No.79 of 2020).

... Respondent/Complainant

For Petitioners : M/s S.Prabha,
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.79 of 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.

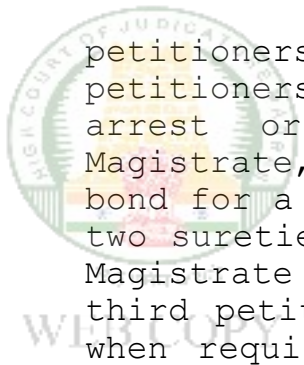
2. The petitioners apprehending arrest at the hands of the
respondent police for the offences punishable under section 379 of
I.P.C., r/w 21 (1) of Mines and Minerals (Development and
Regulation) Act, 1957, in Crime No. 79 of 2020 on the file of the
respondent police, seek anticipatory bail.

3.The contraband involved in this case is two units of sand.

4.The learned Government Advocate points out that apart from
the case on hand, the first petitioner is having two other cases. He
is also the owner of the vehicle.

5. I am therefore not inclined to grant any relief to the first
petitioner. Hence, this Criminal Original Petition stands dismissed
as regards the first petitioner. The second and third petitioners
are not having previous cases.

6.Taking note of the facts and circumstances of the case, I am
inclined to grant anticipatory bail to the second and third



petitioners with certain conditions. Accordingly, second and third petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate, Sattur, Virudhunagar District, and on their executing a bond for a sum of Rs.10,000/- (Rupees Ten thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the second and third petitioners shall appear before the respondent police as and when required for interrogation. The second and third petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

7. The second and third petitioners shall appear before the concerned Magistrate within a period of eight weeks from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-
11.06.2020

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

DAS

Note : In view of the present lock down owing to COVID -19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1. The Judicial Magistrate, Sattur,
Virudhunagar District
2. -Do- Through The Chief Judicial Magistrate,
Virudhunagar District.
3. The Inspector of Police,
Sattur Taluk Police Station,
Virudhunagar District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER IN
CRL OP(MD) No.5939 of 2020
Date : 11/06/2020