

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10.02.2021

CORAM:

THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

Crl.O.P.No.2219 of 2021

Thuruk Singh

... Petitioner

-Vs-

The State Rep by The Inspector of Police,
Shevapet Police Station,
Salem.

(Crime No.1243 of 2020) Respondent

Prayer: Criminal Original petition filed under Section 438 of Code of Criminal Procedure praying to enlarge the petitioner on bail in the event of his arrest in Crime No.1243 of 2020 is pending on the file of the respondent police.

For Petitioner : M/s.Revathi Radhakrishnan

For Respondent : Mr.S.Karthikeyan
Additional Public Prosecutor

ORDER

The 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 77 of The Juvenile Justice (Care and Protection of Children) Act, 2015 r/w Section 6 and 24(1) of Cigarette and Tobacco Products Act, 2003 in Crime No.1243 of 2020, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner along with other accused persons were found in illegal possession of 65 packets tobacco products and they had sold the same to the school boys. Hence, the complaint was registered.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has been falsely implicated in this case. He would further submit that based on the confession of A2 and A3, he was falsely implicated in this case. He would further submit that there is no previous case pending as against the petitioner. Hence, he prays to grant anticipatory bail to the petitioner.

4.The learned Additional Public Prosecutor submits that the petitioner along with other accused persons were found in illegal possession of 65 packets tobacco products and they had sold the same to the school boys. He would further submit that co-accused have been

arrested and the confession of co-accused, this petitioner was implicated in this case. Hence he vehemently opposed to grant of anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case and that the petitioner has involved in very serious offence, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

10/02/2021

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,
NO.III, SALEM

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,
SHEVAPET POLICE STATION,
SALEM DISTRICT

CC to M/S.REVATHI RADHAKRISHNAN Advocate on payment of
necessary charges

CRL OP.2219/2021

Date :10/02/2021

RVR 02/03/2021

WEB COPY