

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.02.2021

CORAM:

THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

Cr1.O.P.No.2796 of 2021

Sounderrajan

... Petitioner

-Vs-

State Rep. By
The Inspector of Police,
Thimmapet Police Station,
Vellore District.
(Crime No.13 of 2021)

... 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.13 of 2021 on the file of the respondent Police Station.

For Petitioner : Mr.S.Thirugnanam

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 offence punishable under Sections 379, 430 of IPC R/W 21(1) of Mines and Minerals (Development & Regulation) Act 1957 in Crime No.13 of 2021, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner had illegally transported 2 units of sand by using tipper lorry bearing registration No.TN-54-B-6473, without any valid permission. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he is no way connected with the alleged offence and he has been falsely implicated in this case. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor submits that the

petitioner had illegally transported 2 units of sand by using tipper lorry bearing registration No.TN-54-B-6473, without any valid permission. He would further submit that there are two previous cases pending as against the petitioner and hence he vehemently opposed to grant of anticipatory bail to the petitioner.

5. Taking into consideration the facts and circumstances of the case and also the fact that the entire contraband was seized and that the petitioner was involved in two previous cases, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

16/02/2021

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,
VANIYAMPADI.

2 THE CHIEF JUDICIAL MAGISTRATE,
VELLORE [FOR INFORMATION].

3 THE PUBLIC PROSECUTOR,
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
THIMMAPET POLICE STATION, VELLORE.

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

CRL OP.2796/2021

Date :16/02/2021

EP-03/03/2021