

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17..02..2021

CORAM:

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

Cr1.O.P.No.3007 of 2021

Suresh

... Petitioner

-Versus-

The State Rep. By
Inspector of Police,
Maharajakadai Police Station,
Krishnagiri District.
[Crime No.459 of 2020]

... Respondent

Prayer: Criminal Original Petition filed under Section 438 of Criminal Procedure Code praying to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.459 of 2020 pending investigation on the file of the respondent police.

For Petitioner : Mr.M.Jayachandran

For Respondent : Mr.S.Karthikeyan,
Addl. Public Prosecutor

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police in connection with a case registered in Crime No.459 of 2020 for the alleged offence under Section 379 of IPC, seeks anticipatory bail.

2. The learned counsel appearing for the petitioner would submit that the petitioner hails from a noble family and he is innocent of the offence alleged. The learned counsel would further submit that the petitioner is ready to abide by any conditions that may be imposed by this court.

3. The learned Additional Public Prosecutor strongly opposed the granting of anticipatory bail. According to him, the petitioner, who is the owner cum driver of a lorry, was found to have transported 3 units of sand illegally from the Poosaripatti Eri in violation of the provisions Mines and Minerals (Development and Regulations) Act, 1957 and the petitioner has one more case of similar nature to his credit.

4. Considering the seriousness of the offence and the gravity of the allegations made against the petitioner and also the alleged involvement of the petitioner in another case of similar nature, this court is of the considered view that it is not a fit case for the grant of anticipatory bail as there is every possibility of repeating the offence by the petitioner, if he is released on bail. Thus, the Criminal Original Petition deserves only to be dismissed and the same is dismissed accordingly.

-sd/-
17/02/2021

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 STATE REP BY ITS,
THE INSPECTOR OF POLICE,
MAHARAJAKADAI POLICE STATION,
KRISHNAGIRI DISTRICT.
CR.NO.459 OF 2020.

2 THE PUBLIC PROSECUTOR,
HIGH COURT, MADRAS.

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

WEB COPY CRL OP.3007/2021
Date :17/02/2021

EP-05/03/2021