



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.11.2021

CORAM

THE HONOURABLE MRS. JUSTICE T.V.THAMILSELVI

CRL.O.P.No.22101 of 2021

Moorthy

... Petitioner

Versus

State represented by,
The Sub Inspector of Police,
Thirupalaivanam Police Station,
Thiruvallur District.
(Crime No:269 of 2021)

... Respondent

Prayer:- Criminal Original Petition filed under Section 438 of the Code of Criminal Procedure, to enlarge the petitioner on bail in the event of his arrest in connection with in Crime No.269 of 2021 on the file of the respondent police.

For Petitioner : Mr.R.Sasikumar

For Respondent : Mr.N.S.Suganthan
Government Advocate (Crl. Side)

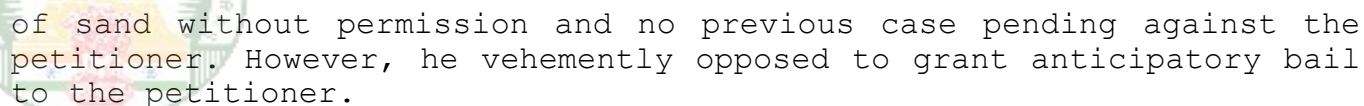
O R D E R

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Section 379, 430 of IPC, in Crime No.269 of 2021, seeks anticipatory bail.

2. The case of the prosecution is that, petitioner along with some others transported 1 unit of sand in Tractor bearing registration No.TN 18 F 2079 without valid license. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He is the owner Cum Driver of the vehicle. Hence, he prays for grant of anticipatory bail.

4. The learned Government Advocate (Crl. Side) appearing for the respondent submitted that the petitioner illegally transported 1 unit



Court is in

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].



[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

WEB COPY

-sd/-

23/11/2021

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.II, PONNERI

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVALLUR [FOR INFORMATION]

3 THE SUB INSPECTOR OF POLICE,
THIRUPALAIVANAM POLICE STATION,
THIRUVALLUR DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE ADVOCATE CLERK
ASSOCIATION, THIRUVALLUR DISTRICT

+1 CC to R.SASIKUMAR Advocate on payment of necessary charges
SR.No.13307

CRL OP.22101/2021

Date :23/11/2021

APN 26/11/2021