



WEB COPY

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

Date : 09/02/2021

PRESENT

The Hon'ble Mr.Justice M.NIRMAL KUMAR

CRL OP(MD) . No.1596 of 2021

Santhose Kumar

... Petitioner/Sole Accused

Vs

The State Rep. by
The Sub Inspector of Police,
Thiruvattar Police Station,
Kanyakumari District
Crime No.36/2021.

... Respondent/Complainant

For Petitioner : Mr.Kishore.C,
Advocate.

For Respondent : Mr.A.P.G.Ohm Chairma Prabhu,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For an Anticipatory Bail in Crime No.36 of 2021 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/sole accused apprehending arrest at the hands of the respondent police for the offences punishable under Section 379 of IPC in Crime No.36 of 2021, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner has illegally transported 18 bags of river sand (each contains 50kgs) by using Motor Cycle bearing Registration No.TN-75-K-1788.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has nothing to do with the alleged offence.



4. The learned Government Advocate (Criminal side) for the respondent would submit that the petitioner has illegally transported 18 bags of river sand (each contains 50kgs) and there is no previous case is pending him.

5. Considering the facts and circumstances of the case and also considering the quantity of sand involved in this case, this Court is not inclined to grant anticipatory bail to the petitioner. Hence, the Criminal Original Petition stands dismissed.

sd/-
09/02/2021

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/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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 SUB INSPECTOR OF POLICE,
THIRUVATTAR POLICE STATION,
KANYAKUMARI DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.1596 of 2021
Date :09/02/2021

SJI
TE/JC/SAR-III : 19/02/2021 : 2P/3C