



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

Date : 29/06/2021

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD). No.8454 of 2021

Sivakumar

... Petitioner/1st Accused

Vs

State rep.by
The Inspector of Police,
Bodinayakanur Rural Police Station,
Theni.

(In Crime No.453 of 2021)

... Respondent/Complainant

For Petitioner : Mr.M.Jerin Mathew,
Advocate.

For Respondent : Mr.M.Muthumanikkam,
Government Advocate (Crl.Side)

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

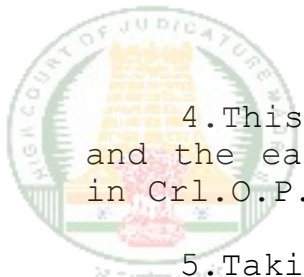
PRAYER :- For Anticipatory Bail in Crime No.453 of 2021 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A1, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 379 of IPC and 21(4) of Mines and Minerals (Development and Regulation) Act 1957 in Crime No.453 of 2021 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 07.06.2021, when the de-facto complainant made an inspection, he found the accused in this case had been removing sand from Manapparai Kulam by using Tractor bearing registration No.TN-60-A-1549 and on seeing the de-facto complainant and his party, the persons, who are removing sand, escaped from the scene. Already ¼ unit of sand was loaded in the Tractor. Hence, the complaint.

3.Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent.



4.This is the petitioner's second anticipatory bail application and the earlier petition was dismissed by this Court on 16.06.2021 in Crl.O.P.(MD)No.7861 of 2021.

5.Taking note of the fact that there is no change in circumstances of the case, this Court is not inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this Criminal Original Petition is dismissed.

sd/-
29/06/2021

/ TRUE COPY /

/ /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 INSPECTOR OF POLICE,
BODINAYAKKANUR RURAL POLICE STATION,
THENI.

2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.8454 of 2021
Date :29/06/2021

SJI
MS/MNR/SAR-5/06.07.2021/2P.3C