



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 14/07/2021

PRESENT

The Hon'ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD) . No.9201 of 2021

Pandiyan

... Petitioner/Sole Accused

Vs

The State rep. by
The Inspector of Police,
Bhoodhalur Police Station,
Thanjavur District.
Cr. No.181 of 2020..

... Respondent/Complainant

For Petitioner : Mr.K.M.Karunakaran,
Advocate.

For Respondent : Mr.T.Senthil Kumar,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.181 of 2020 on the file of the Respondent Police.

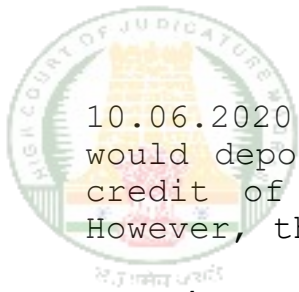
ORDER : The Court made the following order :-

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

2. The petitioner apprehending arrest at the hands of the respondent police for the offences punishable under sections 379 of I.P.C., r/w Section 21(4) of Mines and Minerals (Development and Regulation) Act, in Crime No.181 of 2020 on the file of the respondent police, seeks anticipatory bail.

3. The petitioner earlier moved this Court in Crl.O.P.(MD) No.5844 of 2020 seeking anticipatory bail. It was granted on

<https://hcservices.ecourts.gov.in/hcservices/>



10.06.2020 after recording the petitioner's undertaking that he would deposit a sum of Rs.7,500/- as non refundable deposit to the credit of crime No.181 of 2020 before the jurisdictional Court. However, the said undertaking was not honored.

4. Now the petitioner through his counsel states that within a period of two weeks from the date of receipt of a copy of this order, undertaking will be honored.

5. In view of the above, I am inclined to grant anticipatory bail to the petitioner with certain conditions. The petitioner undertakes to deposit a sum of Rs.7,5000/- as non refundable deposit to the credit of Crime No.181 of 2020 before the jurisdictional Court. It will be without prejudice to the petitioner's defence in the trial. The said amount will be transferred by the Court to the account of any relief fund that may be maintained by the district administration. The district administration shall spend the amount for any welfare activity and also submit user certificate to the Registry of this Court. On such deposit, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Thiruvaiyaru, Thanjavur District, and on his executing a bond for a sum of Rs.10,000/- (Rupees Ten thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

5. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-
14/07/2021

/ 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 JUDICIAL MAGISTRATE,
THIRUVAIYARU, THANJAVUR DISTRICT.

2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT.

3. THE INSPECTOR OF POLICE
BHOODHALUR POLICE STATION,
THANJAVUR DISTRICT.

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

ORDER

IN

CRL OP(MD) No.9201 of 2021

Date : 14/07/2021

RMI

SS/JC/SAR-II/15.07.2021 : 3P/5C