



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

Date : 07/09/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.12824 of 2021

Senthil Murugan, ... Petitioner/Accused No.2

Vs

State rep by  
The Inspector of Police,  
Thattaparai Police Station,  
Thoothukudi District.  
Cr.No. 76 of 2021..

... Respondent/Complainant

For Petitioner : M/s.John Alexander J,  
Advocate.  
For Respondent : Mr.P.Kottaichamy,  
Government Advocate (Crl.Side)

PRAYER :-

For Anticipatory Bail in Crime No.76 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A2 apprehending arrest at the hands of the respondent police for the offence under Section 379 IPC @ 21(1) of Mines and Minerals (Development and Regulation) Act, in Crime No.76 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and other accused have illegally transported two units of gravel by using Lorry. Therefore, the present case came to be registered.

3.The learned counsel for the petitioner submits that the petitioner is an innocent, he has not committed any offence as alleged by the prosecution, but he has been falsely implicated in this case.



4.The learned Government Advocate (Crl. Side) for the respondent police, on instructions, submits that apart from this case, the petitioner has involved in two previous cases in Crime No.753 of 2009 for the offence under Sections 397, 506(2) IPC @ 41 (2) Cr.P.C., 397 and 506(2) IPC and Crime No.565 of 2019 for the offence under Sections 147, 294(b), 323, 379, 448 and 506(2) IPC and Section 4 of TNPHW Act.

5.Considering the nature of offence and the antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this Criminal Original Petition stands dismissed.

sd/-  
07/09/2021

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

SJI

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,  
Thattaparai Police Station,  
Thoothukudi District.
2. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.

ORDER IN  
CRL OP(MD) No.12824 of 2021  
Date : 07/09/2021

TR/SKN/SAR-III(20.09.2021) 2P 3C