

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

Date :08.10.2021

PRESENT

**The Hon`ble Mr.Justice B.PUGALENDHI**

CRL OP(MD)No.15589 of 2021

WEB COPY

Gunasekaran

... Petitioner/Accused No.2

Vs

The State represented by  
The Inspector of Police,  
Udaiyalipatti Police Station,  
Pudukottai District.  
(Crime No.201 of 2021)

... Respondent/Complainant

For Petitioner : Mr.D.Ramesh Kumar

For Respondent : Mr.P.Kottaichamy

Government Advocate (Crl Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.201 of 2021 on the file  
of the respondent Police.

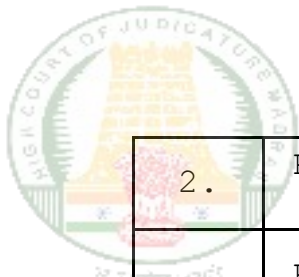
ORDER : The Court made the following order :

The petitioner, apprehending arrest for the offence under  
Section 379 IPC and Section 21(1) Mines and Minerals (Development  
and Regulation) Act, 1957 in Crime No.201 of 2021 seeks anticipatory  
bail.

2.The prosecution case is that the petitioner has illegally  
transported four units river sand in tipper lorry. Hence the  
complaint.

3.When the matter is taken up for hearing the learned  
Government Advocate (Crl Side) appearing for the respondent  
submitted that the petitioner has involved in the following four  
previous cases.

| S1.<br>No. | Details                                                   | Sections of Law                                                                                  |
|------------|-----------------------------------------------------------|--------------------------------------------------------------------------------------------------|
| 1.         | Gantharvakottai Police<br>Station Crime No.168 of<br>2018 | Section 147,148,294(b),<br>307,323,363 of IPC @ 147,<br>148, 149, 294(b),307, 323,<br>324 of IPC |



|    |                                                   |                                                                                            |
|----|---------------------------------------------------|--------------------------------------------------------------------------------------------|
| 2. | Paramakudi Police Station<br>Crime No.57 of 2020  | Section 294(b), 324, 506<br>(ii) IPC                                                       |
| 3. | Paramakudi Police Station<br>Crime No.77 of 2017  | Section 294(b), 324, 341, 506<br>(ii) IPC Section 3(1)(r), 3<br>(1)(s), 3(2)(va) SC/ST Act |
| 4. | Paramakudi Police Station<br>Crime No.304 of 2016 | 294(B), 307, 323 and 324 IPC                                                               |

4.Considering the antecedents of the petitioner that he is involved in four other cases, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this petition stands dismissed.

sd/-  
08/10/2021

/ TRUE COPY /

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

dsk

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,  
UDAIYALIPATTI POLICE STATION,  
PUDUKOTTAI DISTRICT.
- 2.THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

ORDER IN  
CRL OP(MD) No.15589 of 2021  
Date :08/10/2021

SB/JM/SAR-II/26.10.2021/2P/3C