



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 14/12/2021
PRESENT

WEB COPY

The Hon`ble Mr.Justice G.ILANGO VAN
CRL OP(MD) . No.19870 of 2021

P.Saravanan

... Petitioner/Accused No.2

Vs

The state represented by
The Inspector of Police,
Budalur Police Station,
Thanjavur District.
(Crime No.464 of 2021).

... Respondent/Complainant

For Petitioner : Mr.A.Sivasubramanian
Advocate.

For Respondent : Mr.S.Manikandan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.464 of 2021 on the file of
the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, who apprehend arrest at the hands of
the respondent police for the offences punishable under Section 379
of IPC and Section 21(1) of Mines and Minerals (Development &
Regulations) Act, in Crime No.464 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the accused person had
illegally transported 1/2 unit of river sand without any valid
permission. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the
petitioner is an innocent person, that he is not having any previous
case at his credit.

4.The learned Government Advocate (Crl.Side) appearing for the
respondent would submit that the petitioner is not having any
previous case at his credit and the investigation is not yet
completed.



5.Considering the facts and circumstances of this case, that the petitioner is not having any previous case at his credit, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner shall pay a sum of Rs.10,000/- (Rupees Ten Thousand only) to the credit of the District Mineral Foundation Trust, Thanjavur, without prejudice to his rights and contentions before the trial Court and produce the receipt/acknowledgment before the Judicial Magistrate, Thiruvaiyaru.

7.On production of such receipt/acknowledgment, the petitioner is ordered to be released on bail in the event of arrest or his appearance, before the learned Judicial Magistrate, Thiruvaiyaru, 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 the petitioner shall appear before the respondent police daily at 10.30 am for a period of one month and thereafter, as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

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

sd/-

14/12/2021

/ 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.

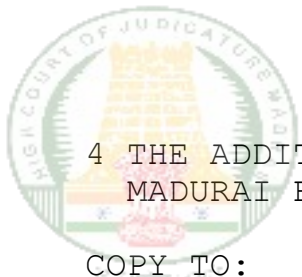
TO

1 THE JUDICIAL MAGISTRATE,
THIRUVAIYARU.

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

3 THE INSPECTOR OF POLICE
BUDALUR POLICE STATION,

<https://hcservice.mca.gov.in/hcservice>



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

COPY TO:

THE OFFICER INCHARGE,
DISTRICT MINERAL FOUNDATION TRUST,
THANJAVUR.

+1. CC to M/S. SIVASUBRAMANIAN.A Advocate SR.No.9229

ORDER

IN

CRL OP(MD) No.19870 of 2021

Date :14/12/2021

TTA

SS/JM/SAR-II/28.12.2021 : 3P/7C