



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 29/12/2021
PRESENT

The Hon`ble Mrs.Justice S.ANANTHI
CRL OP(MD) . No.21088 of 2021

WEB COPY

1. Jothiramalingam
2. Saravanan

... Petitioners/Accused No.2 & 3

Vs

The State represented by
The Inspector of Police,
Adirmappattinam Police Station,
Thanjavur District.
(Crime No.810/2021).

... Respondent/Complainant

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

For Respondent : Mr.K.Sanjai Gandhi,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.810/2021 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

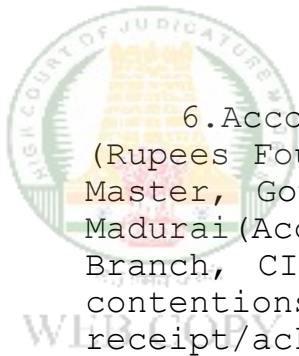
The petitioners, who apprehend arrest at the hands of the
respondent police for the offences punishable under Sections 379 of
IPC r/w 21(1) of Mines and Minerals (Development & Regulation) Act,
1957, in Crime No.810 of 2021, seek anticipatory bail.

2.The case of the prosecution is that the accused persons had
illegally transported three units of river sand without any valid
permission. Hence, the complaint.

3.The learned counsel for the petitioners would submit that the
petitioners are innocent person, that they are not having any
previous case at their credit.

4.The learned Government Advocate (Crl.Side) appearing for the
respondent would submit that there is no previous case pending
against the petitioners.

5.Considering the facts and circumstances of this case and
their willingness to pay a sum of Rs.45,000/- jointly to any of the
Organisation, this Court is inclined to grant anticipatory bail to
the petitioners with certain conditions.



6. Accordingly, the petitioners shall pay a sum of Rs.45,000/- (Rupees Fourty Five Thousand only) jointly to the credit of the Head Master, Government Higher Secondary School, Y.Othakadai, Ulaganeri, Madurai (Account No.10968750674, State Bank of India, Tallakulam Branch, CIF No.80780349513), without prejudice to their rights and contentions before the trial Court and produce the receipt/acknowledgment before the Judicial Magistrate, Pattukottai.

7. On production of such receipt/acknowledgment, the petitioners are ordered to be released on bail in the event of arrest or their appearance, before the learned Judicial Magistrate, Pattukottai, and on their executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioners 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 petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

8. The petitioners 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/-
29/12/2021

/ TRUE COPY /

/ /2022
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,
PATTUKOTTAI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.
- 3 THE INSPECTOR OF POLICE
ADIRMAPATTINAM POLICE STATION,
THANJAVUR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADRAS HIGH COURT, MADURAI.



COPY TO:

THE HEAD MASTER,
GOVERNMENT HIGHER SECONDARY SCHOOL,
Y.OTHAKADAI, ULAGANERI, MADURAI.

ORDER

IN

CRL OP(MD) No.21088 of 2021

Date :29/12/2021

MK/JC/SAR-III/03.01.2022 : 3P/6C