



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.01.2022

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

CrI.O.P.No.1451 of 2022

Kannayiram

... Petitioner

Vs.

The State represented by
The Inspector of Police,
Periyathachur Police Station.
(Crime No.15 of 2022)

...Respondent/complainant

Prayer: Criminal Original Petition filed under Section 438 of Cr.P.C., praying to enlarge the petitioner on Anticipatory Bail in the event of his arrest in Crime No.15 of 2022 pending investigation on the file of the respondent police.

For Petitioner : Mr.P.Pandiyaraj

For Respondent : Mr.A.Gokulakrishnan,
Additional Public Prosecutor

ORDER

(The case has been heard through video conference)

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Section 379 & 430 of IPC, in Crime No.15 of 2022, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 11.01.2022, when the respondent police were on the regular patrol duty at their jurisdiction, they found that the petitioner had illegally transported 1/4 unit of sand by using Tractor without any valid licence. Hence the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. However, on instructions, the learned counsel further submits that the petitioner, on his own



[e] the petitioner shall not abscond either during investigation or trial;

[f] on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions has been imposed and the petitioner is released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]***; and;

[g] if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC;

-sd/-
24/01/2022

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
NO.II, TINDIVANAM.

2 THE CHIEF JUDICIAL MAGISTRATE
VILLUPURAM. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
PERIYATHACHUR POLICE STATION,
VILLUPURAM DISTRICT.

5 THE REGISTERED ADVOCATE CLERK ASSOCIATION,
VILLUPURAM DISTRICT.

+1 CC to M/S.P.PANDIYARAJ Advocate on payment of necessary charges SR.NO.1278

CRL OP.1451/2022

Date :24/01/2022

TA-31/01/2022