



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

Date : 06/01/2022

PRESENT

**The Hon'ble Mrs.Justice R.THARANI**

CRL OP(MD). Nos.126 and 223 of 2022

**CRL OP(MD). No.126 of 2022**

1. VELU @ VELMURUGAN  
2. AJAY

... PETITIONERS/ACCUSED NO.5 & 8

**VS**

THE STATE REP. BY,  
THE INSPECTOR OF POLICE,  
SAMAYAPURAM POLICE STATION,  
TRICHY DISTRICT.  
(CRIME NO.510 OF 2021).

... RESPONDENT/COMPLAINANT

For Petitioners : M/s. Sathya Chidambaram.S,  
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. 510 of 2021 on the file of  
the Respondent police.

**CRL OP(MD). No.223 of 2022**

1. SURESH  
2. JOHN ANTONY  
3. WILLIAM DASS

... PETITIONERS/ACCUSED NO.2 TO 4

**VS**

THE STATE REP. BY,  
THE INSPECTOR OF POLICE,  
SAMAYAPURAM POLICE STATION,  
TRICHY DISTRICT.  
(CRIME NO.510/2021).

... RESPONDENT/COMPLAINANT

For Petitioners : M/s.Lenin Kumar T, 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.510/2021 on the file of the Respondent Police.

**COMMON ORDER**

The petitioners, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Section 379 I.P.C and Section 21(1) of Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.510 of 2021 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioner has illegally transported 1 bag of river sand each. Therefore, the present case came to be registered.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case and prayed for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that the petitioners have transported 1 bag of river sand each. He further submitted that there is no previous case pending against the petitioners herein.

5. Considering the nature of the offence involved and the antecedents of the petitioners, this Court is inclined to grant anticipatory bail to the petitioners with stringent conditions.

6. Accordingly, these Criminal Original Petitions are allowed on condition that the petitioners shall deposit a sum of Rs.5,000/- (Rupees Five Thousand only) to the credit of Cr.No.510 of 2021 before the trial Court concerned, without prejudice to their rights and contentions before the trial Court.

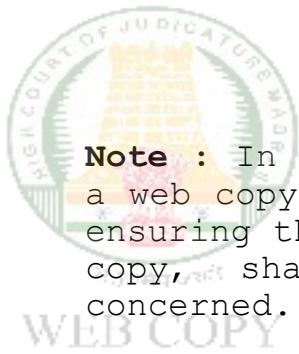
7. On such deposit being made, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate No.III, Trichy, Trichy District, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioner shall appear before the respondent police daily at 10.30 a.m. until further orders.

sd/-  
06/01/2022

/ 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 NO.III,  
TRICHY, TRICHY DISTRICT.
2. DO THROUGH : THE CHIEF JUDICIAL MAGISTRATE,  
TRICHY DISTRICT.
3. THE INSPECTOR OF POLICE,  
SAMAYAPURAM POLICE STATION,  
TRICHY DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

ORDER  
IN  
CRL OP(MD) No.126 and  
223 of 2022  
Date :06/01/2022

USK/VR/SAR-III/12.01.2022/3P/5C