



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

Date : 03.02.2022

PRESENT

The Hon'ble Mr.Justice G.ILANGO VAN
CRL OP(MD). No.2268 of 2022

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Ramaiah

... Petitioner/Accused No.2

Vs.

State Rep. by
The Inspector of Police,
Ambasamudram Police Station,
Tirunelveli District.
(Crime No.7 of 2022).

... Respondent/Complainant

For petitioner : Mr.S.Sathiya Chidambaram, 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 Crime No.7 of 2022 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

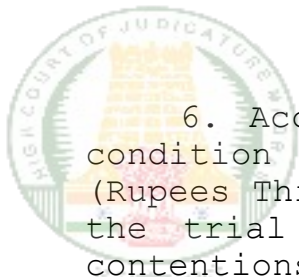
The petitioner/Accused No.2, apprehending arrest at the hands
of the respondent police for the alleged offence punishable under
Section 379 I.P.C in Crime No.7 of 2022 on the file of the
respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner has
illegally transported one unit of savadu and saral sand in a vehicle
bearing No.TN72 BJ 0307. Therefore, the present case came to be
registered.

3. The learned counsel for the petitioner submitted that the
petitioner is innocent and he has been falsely implicated in this
case. However, to show his *bona fide*, the petitioner has come
forward to pay a sum of Rs.3,000/- (Rupees Three Thousand only) to
the credit of Cr.No.7 of 2022 before the trial Court concerned.

4. The learned Government Advocate (Crl. Side) for the
respondent police submitted that the petitioner has transported one
unit of sand illegally. He further submitted that no previous case
has been pending against the petitioner herein.

5. Considering the nature of the mineral involved, the fact
that the petitioner is willingness to pay a sum of Rs.3,000/-
(Rupees Three Thousand only) to the credit of Crime Number, this
Court is directed to grant anticipatory bail to the petitioner.



6. Accordingly, this Criminal Original Petition is allowed on condition that the petitioner shall deposit a sum of Rs.3,000/- (Rupees Three Thousand only) to the credit of Cr.No.7 of 2022 before the trial Court concerned, without prejudice to his rights and contentions before the trial Court.

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7. On such deposit being made, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the learned Judicial Magistrate, Ambasamudram, Tirunelveli District, on condition that the petitioner shall execute 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 a.m. until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

8. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
03/02/2022

/ 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,
AMBASAMUDRAM, TIRUNELVELI DISTRICT.
2. DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT.
3. THE INSPECTOR OF POLICE,
AMBASAMUDRAM POLICE STATION,
TIRUNELVELI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER IN
CRL OP(MD) No.2268 of 2022
Date : 03/02/2022