



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 06/05/2022

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.S.RAMESH

CRL OP(MD) . No.8658 of 2022

Murugan @ Pulimootai Murugan, ... Petitioner/Accused No.6

Vs

THE STATE REP BY,  
The Inspector of Police,  
Saptur Police Station,  
Madurai District.  
Crime No.39 of 2022.

... Respondent/Complainant

For Petitioner : MR.Sivakumar Rajappan, Advocate.

For Respondent : Mr.M.MUTHUMANIKKAM,  
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory bail in Crime No.39 of 2022 on the file of the Respondent Police

ORDER : The Court made the following order :-

The petitioner / accused No.6, apprehending arrest at the hands of the respondent police for the offences punishable under sections 328 of IPC 1860 and Section 24(1) of Cigarette and other Tobacco Products Act, 2003, in Crime No.39 of 2022, on the file of the respondent police, seeks anticipatory bail.

2.Heard both sides.

3.The overt act against the petitioner is that he was a broker to the lease agreement for a period of three years for selling tobacco products. As such, implicating him in the crime may not be proper. However, this require to be established during the



4. In view of the above, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Peraiyur, Madurai, on condition that the petitioner shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one month and thereafter, as and when required for interrogation.

[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.

[e] 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 have been imposed and the petitioner 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]**.

sd/-

06/05/2022

/ TRUE COPY /

/ /2022

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

dss/tta

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,  
PERAIYUR, MADURAI.

2 DO THROUGH:  
THE CHIEF JUDICIAL MAGISTRATE,  
MADURAI.

3 THE INSPECTOR OF POLICE  
SAPTUR POLICE STATION,  
MADURAI DISTRICT.

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

ORDER  
IN  
CRL OP(MD) No.8658 of 2022  
Date :06/05/2022

PKP/PN/SAR-2/09.05.2022/3P/5C