



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )  
Date : 18/05/2022  
PRESENT

**The Hon`ble Mrs.Justice T.V.THAMILSELVI**

CRL OP(MD) . No.9513 of 2022

Jeya Kumar

... Petitioner/Accused No.3

**Vs**

State represented through  
The Inspector of Police,  
CSCID-Madurai,  
Trichy Police Station.  
(Crime No.246 of 2021).

... Respondent/Complainant

For Petitioner : M/s.Manoj Kumar.S,  
Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No.246 of 2021 on the file of  
the respondent Police.

ORDER : The Court made the following order :-

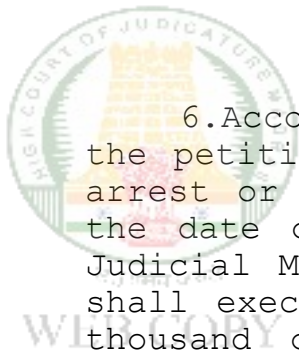
The petitioner, who apprehends arrest at the hands of the  
respondent police for the alleged offences punishable under Sections  
6(4), 7(1)(a)(II) of Essential Commodities Act, 1955, in Crime  
No.246 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner has  
transported 75 bags of rice by using Bolero Pickup Van bearing Reg.  
No.TN 55 H 6396. Hence, a case has been registered.

3.The learned counsel for the petitioner submitted that the  
petitioner is an innocent person and he has been falsely implicated  
in this case.

4.The learned Government Advocate(Crl.side) appearing for the  
respondent police submitted that investigation is pending.

5.Considering the facts and circumstances of the case and the  
nature of allegation levelled against the petitioner, this Court is  
inclined to grant anticipatory bail to the petitioner.



6. Accordingly, this criminal original petition is allowed and 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 No.6, Trichy, 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 deposit a sum of Rs.20,000/- as non refundable deposit to the credit of Madras High Court Madurai Bench, Advocate Clerk's Welfare Association, (INDIAN BANK saving Account No.496039124, IFSC: IDIB000H040).

[c] petitioner shall report before the respondent police on every wednesday at 10.30 a.m., until further orders.

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

[e] 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/-

18/05/2022

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/ /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.6,  
TRICHY DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
TRICHY DISTRICT.

3 THE INSPECTOR OF POLICE  
CSCID-MADURAI,  
TRICHY POLICE STATION,  
TRICHY DISTRICT.

4 THE OFFICER INCHARGE,  
ADVOCATE CLERKS WELFARE ASSOCIATION,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

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

ORDER

IN

CRL OP(MD) No.9513 of 2022

Date :18/05/2022

RS/VR/SAR.4 (23.05.2022) 3P-6C