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CRL OP(MD). N



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

Date : 29/09/2022

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD) . No.17416 of 2022

Sivagnanam

... Petitioner/Accused No.2

Vs

The State rep.by,
The Inspector of Police,
Viralimalai Police Station,
Pudukkottai District.
Crime No.344 of 2022.

... Respondent/Complainant

For Petitioner : M/s.Sekar S,
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.344 of 2022 on the file of the Respondent Police.

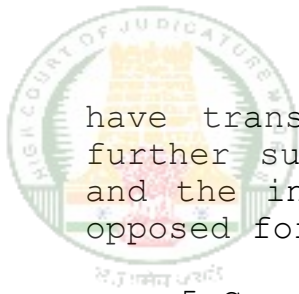
ORDER : The Court made the following order :-

The petitioner/A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 379 and Section 21(1) of Mines and Minerals (Development and Regulation) Act, in Crime No.344 of 2022, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and other accused have illegally transported three units of gravel sand. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. However, he would further submit that the petitioner shall abide any condition imposed by this Court. Hence, he prays for anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.Side) appearing for the respondent police would submit that the petitioner and other accused



have transported three units of gravel sand illegally. Id further submit that the petitioner is having seven previous cases and the investigation in this case is pending. Hence, he strongly opposed for grant of anticipatory bail to the petitioner.

5. Considering the gravity and nature of the offence and also considering the previous antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner at this point of time.

6. Accordingly, this Criminal Original Petition is dismissed.

sd/-

29/09/2022

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/10/2022

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 INSPECTOR OF POLICE
VIRALIMALAI POLICE STATION,
PUDUKKOTTAI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.17416 of 2022

Date : 29/09/2022

SJI

MK/GB/SAR.I/06.10.2022/2P/3C