



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 27/01/2022

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI
CRL OP(MD). No.20903 of 2021

WEB COPY

Karthick

... Petitioner/Accused No.2

Vs

The State Rep. By,
The Inspector of Police,
Adiramapattinam Police Station,
Thanjavur District.
Cr.No.717 of 2021.

... Respondent/Complainant

For Petitioner : Ms. Karunakaran.K.M,
Advocate.

For Respondent : Mr.A.Thiruvadi Kumar,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No. 717 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 offence punishable under Section 379 IPC and Section 21(1) of Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.717 of 2021, seeks anticipatory bail.

2.The prosecution case is that the petitioner has been found illegally transporting 1/4 unit of river sand in bullock cart. Hence, the complaint.

3.Learned Counsel for the petitioners submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution, but, a false case has been foisted as against him.

4. The learned Government Advocate (Criminal Side), would submit that this is the second application for anticipatory bail. Earlier, this Court dismissed the application filed by this petitioner in CrI.O.P.(MD).No.15508 of 2021 on 08.10.2021 on the ground that the petitioner has involved in three previous cases.



5. It appears that the application filed by the petitioner is without referring the change of circumstances to consider the case. Since there is no change of circumstances and considering the antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

sd/-
27/01/2022

/ 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 INSPECTOR OF POLICE,
ADIRAMAPATTINAM POLICE STATION,
THANJAVUR DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.20903 of 2021
Date :27/01/2022

USK/JM/SAR-I/15.02.2022/2P/3C