



WEB COPY

CRL OP(MD)



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/01/2023

PRESENT

The Hon`ble Mr.Justice A.D.JAGADISH CHANDIRA

CRL OP(MD). No.565 of 2023

Suresh

... Petitioner/Accused No.5

Vs

The State rep.by,
The Inspector of Police,
Natchiyapuram Police Station,
Sivagangai District.
Crime No. 82/2022.

... Respondent/Complainant

For Petitioner : M/s.Sanjay.S.M.,
Advocate.

For Respondent : Mr.K.Sanjai Gandhi,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 82 of 2022 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner/A5 who apprehends arrest at the hands of the respondent police for the offences punishable under sections 272,273,328 of IPC and 24(1) of Cigarette and other Tobacco Products Act, 2003 in Crime No. 82 of 2022 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution as per the de-facto complainant is that the petitioner along with other accused were found in illegal possession of banned tobacco products worth about Rs.14 lakhs. Hence the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and a false case has been foisted against



4. The learned Government Advocate(Crl.Side) appearing for the respondent would submit that the petitioner is a habitual offender and he is having two previous cases. He would also submit that the value of the product is worth about Rs.14 lakhs and the case has been registered very recently. Hence he prays to dismiss the same. He would also submit that three previous cases are pending against the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the taking into consideration the previous bad antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Hence the petition stands dismissed.

sd/-
10/01/2023

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/01/2023

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

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TO

1.THE INSPECTOR OF POLICE,
NATCHIYAPURAM POLICE STATION,
SIVAGANGAI DISTRICT.

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

ORDER
IN
CRL OP(MD) No.565 of 2023
Date :10/01/2023

RK/MMS/SAR-2 (19/01/2023) 2P/3C