



WEB COPY

CRL OP(MD). N



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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/06/2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD). No.10378 of 2023

Selvam, ... Petitioner/Accused Rank Not known

Vs

State Rep.by
The Inspector of Police,
Subramaniapuram Police Station,
Madurai City
(Crime No.30 of 2023). ... Respondent/Complainant

For Petitioner : M/s.Sundaravadivel C,
Advocate.
For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor(Crl.Side)

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

PRAYER :-

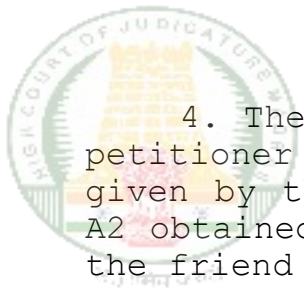
For Anticipatory Bail in Crime No.30 of 2023 on the file of the respondent police

ORDER : The Court made the following order :-

The petitioner/Accused who apprehends arrest at the hands of the respondent police for the offences punishable under sections 177,419,468,471 of IPC and Section 24(1) of Cigarette and Other Tobacco Products Act, 2003 of IPC in Crime No. 30 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused were found in illegal possession of banned tobacco products and seized 1035 number of Ganesh Tobacco Products, hence the case.

3. Heard both side and perused the materials available on record including the First Information Report.



4. The learned counsel for the petitioner would submit the petitioner has been implicated as an accused based on the confession given by the co-accused. Even according to the case of prosecution A2 obtained passport and went to Dubai and returned to India. A1 is the friend of A2 and they both were arrested and released on bail.

5. The learned Additional Public Prosecutor would submit that the petitioner is the mastermind behind the entire crime. He only fabricated forged signature and created passport for A2.

6. It is seen that A1 and A2 were found in possession of banned tobacco products and they were arrested and remanded to judicial custody. Further the petitioner herein is the master mind behind the entire crime and he only obtained false passport, therefore custodial interrogation of the petitioner is very much required in this case, hence this Court is not inclined to grant anticipatory bail to the petitioner.

7. In the result, the petition stands dismissed.

sd/-
20/06/2023

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/06/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

AAV
TO

- 1 THE INSPECTOR OF POLICE
SUBRAMANIAPURAM POLICE STATION,
MADURAI CITY
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.10378 of 2023
Date :20/06/2023

PKP/CG/SAR- /27.06.2023/ **2P/3C**