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

Date : 12/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN
CRL OP(MD). No.12644 of 2023

Ganesan

... Petitioner/ Accused No.4

Vs

The State, through
The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.
(Crime No.242 of 2023).

... Respondent/ Complainant

For Petitioner : Mr.T.Veerakumar,
Advocate.

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

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

PRAYER :-

C-31 AB. For Anticipatory Bail in Crime No.242 of 2023 on the file of the
Respondent Police

ORDER : The Court made the following order :-

The petitioner/ Accused No.4, apprehending arrest at the hands of the
respondent Police for the alleged offence punishable under Sections 328 IPC and
Section 6(b) and 24(1) of Cigarette and other Tobacco Products Act, 2003, in Crime

No.242 of 2023 on the file of the respondent Police, seeks anticipatory bail.



2. The case of the prosecution is that on the date of alleged occurrence, three persons were found in unloading the tobacco products in the place of first accused.

Hence, the complaint.

3. The learned counsel for the petitioner submitted that only based on the confession statement of the co-accused, this petitioner has been implicated in this case. The accused No.1 to 3 were released on bail by the trial Court.

4. The learned Government Advocate (Crl. Side) would submit that the petitioner is having two previous cases, out of which, one case is similar in nature.

5. Even though it is submitted by the petitioner that he is not at all present in the place of occurrence, the learned Government Advocate (Crl. Side) submitted that on seeing Police party, the petitioner ran away from the place of occurrence and only after that, his identification was also noticed.

6. Considering the facts and circumstance of this case and considering the fact that the petitioner is involved in previous cases, which are similar in nature, this Court is not inclined to grant anticipatory bail to the petitioner. Hence, this anticipatory bail petition deserves dismissal and accordingly dismissed.

sd/-

12/07/2023

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/08/2023

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



1. The Inspector of Police,
Rajapalayam South Police Station,
Virudhunagar District.

2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER
IN
CRL OP(MD) No.12644 of 2023
Date : 12/07/2023

AMS/VRS/10.08.2023/3P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023



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