



CRL OP(MD). No.13698 of 2023

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 31/07/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.13698 of 2023

A.Rathinabalan

... Petitioner / Accused No.2

Vs

The State represented by
The Sub Inspector of Police,
Perumalpuram Police Station,
Tirunelveli District,
Crime No.291 of 2023.

... Respondent / Complainant

For Petitioner : M/s.J.Priscilla Pandian, Advocate

For Respondent : Mr.S.Manikandan
Government Advocate (Crl.side)

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

PRAYER :-

For Anticipatory Bail in Crime No.291 of 2023 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 379 of IPC read with Section



CRL OP(MD). No.13698 of 2023

21(1) of Mines and Minerals (Development and Regulation) Act, 1957 in Crime No.291 of 2023, on the file of the respondent police, seeks anticipatory bail.

2. On the ground that the petitioner is involved in another case in Crime No.47 of 2018, the matter was adjourned. The learned counsel for the petitioner would submit that the earlier petition was compromised as compounded in Lok Adalat dated 22.04.2018. The present FIR has been registered subsequent to the above said disposal. On 02.07.2023, on the ground that the JCB vehicle bearing registration number TN 72 CA 6134 was found along with another lorry bearing registration number TN 72 BR 0354, loaded with three units of sand without any proper permit. Two persons were escaped. The petitioner is the owner of the vehicle and hence she is also involved in this case.

3. The petitioner has already involved in a previous case and admitted the offence and compounded. Even after the disposal of the earlier case, the present incident had happened. Eventhough it is stated that without the knowledge of this petitioner, the driver of the vehicle has taken the vehicle for the commission of offence, it cannot be considered. It is a matter for investigation and hence this Court is not inclined to grant relief to the petitioner.



CRL OP(MD). No.13698 of 2023

WEB COPY

4. Accordingly, this Criminal Original Petition stands dismissed.

sd/-

31/07/2023

/ TRUE COPY /

/08/2023

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

PNN
TO

- 1 THE SUB INSPECTOR OF POLICE
PERUMALPURAM POLICE STATION,
TIRUNELVELI DISTRICT.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN

CRL OP(MD) No.13698 of 2023
Date :31/07/2023

PKP/BUC/SAR-3/17.08.2023/ 3P/3C

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