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Crl.O.P.No.3502 of 2024

T.V.THAMILSELVI., J.

The petitioner who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 409 and 420 of IPC r/w. 34 of IPC and Section 3(i) (a) of the Prevention of Corruption Act ,1988, in Crime No.3 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 persons have purchased medicines from one Natarajan who is a pharmacist and mishandled the same and also he is in possession of user ID and Password for the e-tender process thus construing the misuse of funds. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution. Hence, he prays to grant anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl. Side) appearing for the respondent submits that the defacto complainant has lodged a complaint against one Natarajan, the then Pharmacist, National Rural Health Mission (NRHM), Puducherry and other officials. He further submitted that M/s.Shri Batmajothi Enterprises & M/s.Shri Sairam Agency had supplied various medicines which was administered to the pregnant women by Primary Health Centre and also supplied to the Community Health Centres and Educational Institutions. They were found containing sediments and emanating pungent smell and unsuitable for distributing to the students. They have involved in the supply of sub-standard medicines and procurement of medicines from the agencies run by his wife and friend and caused huge revenue loss to the Government to a tune of Rs.44,03,252/-. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and since the offence is serious in nature and procurement of medicines from the agencies run by his wife and friend and thereby causing huge loss to the



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Government and supply of sub-standard medicines and administering to the pregnant women and also to the students in the Educational instructions, this court is of the view that the custodial interrogation of the petitioner is required. Hence, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

Gv

08.04.2024



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gv

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