



CRL OP(MD).No.5591 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12.04.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD).No.5591 of 2024

Maalmurugan

... Petitioner/ Accused No.3

Versus

The State Rep. by
The Inspector of Police,
Seevalaperi Police Station,
Tirunelveli District.
Crime No.166 of 2024

... Respondent/Complainant

For Petitioner : Mr.T.Manikandan
Advocate

For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No.166 of 2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioner, apprehending arrest at the hands of the respondent Police, in connection with a case in Crime No.166 of 2024, for the offence under Sections 294(b), 353 and 506(ii) IPC, has filed this petition seeking anticipatory bail.

2. The case of the prosecution is that when the respondent police and other police officials were on patrol duty, they found A1 and A2 in possession of 90 grams of ganja and they have confessed that they have bought the ganja from the petitioner.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he is in no way connected with the alleged offence. He further submits that only based on the confession statement of the co-accused, the petitioner has been implicated in this case. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent Police submits that the petitioner is not having any previous case.

5. Considering the nature of allegation and also considering the fact that the



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petitioner is not having any previous case, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail in the event of arrest or on his appearance within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate on condition that

(i) the petitioner executes a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.III, Tirunelveli.

(ii) The petitioner and the sureties shall submit a copy of their Aadhaar Card or any other identity card issued by the government in proof of their residence address;

(iii) The petitioner shall appear before the respondent police daily at 10.30 am for a period of two weeks and thereafter shall appear as and when required for interrogation. He has to co-operate for the investigation.

(iv) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the



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prosecution witnesses.

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(v) On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
12/04/2024

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Sub-Assistant Registrar (CS -I/ II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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TO

1. THE JUDICIAL MAGISTRATE NO.III,
TIRUNELVELI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI.
3. THE INSPECTOR OF POLICE,
SEEVALAPERI POLICE STATION,
TIRUNELVELI DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.T.MANIKANDAN, Advocate (SR-4344[I] dated 12/04/2024)



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ORDER

IN

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Date :12/04/2024

RK/GS (18/04/2024) 5P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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