



CRL OP(MD).No.6351 of 2024

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

Date : 29.04.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI
CRL OP(MD).No.6351 of 2024

Ponnupandian

... Petitioner/Un-named Accused

Versus

The Inspector of Police,
Thatchanallur Police Station,
Tirunelveli District.
(Crime No.72 of 2024)

... Respondent/Complainant

For Petitioner : Mr.R.J.Karthick, Advocate
For Respondent : Mr.M.Sakthi Kumar
Government Advocate (Crl. side)

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

PRAYER :-

For Anticipatory Bail in Crime No.72 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, apprehending arrest at the hands of the respondent Police, in connection with a case in Crime No.72 of 2024, for the offence under Sections 270, 290, 294(b) and 506(ii) IPC, has filed this petition seeking anticipatory bail.

2. The case of the prosecution is that on 12.03.2024, at about 6.00 hrs., when the defacto complainant and his friend were on his way, they found A1 unloading some gunny bags from a Eicher lorry. When they enquired him, they came to know that



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the bags were containing medical waste and they objected to unload the medical waste. At that time, the petitioner abused the defacto complainant in filthy language and threatened them with dire consequences. Hence, the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner is the owner of the Eicher Lorry and he is not present in the place of occurrence, however, based on the confession statement of the co-accused, he has been falsely implicated in this case. He further submits that the petitioner has also filed an undertaking affidavit before this Court that he will not let his vehicle for any illegal activities and he will not indulge in any offence in future.

4. The learned Government Advocate (Crl. Side) submits that the investigation is going on.

5. Considering the nature of offence and also considering the fact that the petitioner has also filed an undertaking affidavit before this Court that he will not let his vehicle for any illegal activities and he will not indulge in any offence in future, 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



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(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.IV, 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 a.m. until further orders. He has to co-operate for the investigation.

(iv) The petitioner shall file an undertaking affidavit before the respondent Police that he will not allow his vehicle on hire for any illegal activities and he will not indulge in any offence in future.

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

(vi) 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/-
29/04/2024

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/05/2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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TO
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1 THE JUDICIAL MAGISTRATE NO.IV, TIRUNELVELI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE, THATCHANALLUR POLICE STATION
TIRUNELVELI DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN

CRL OP(MD) No.6351 of 2024

Date :29/04/2024

RS/GS/SAR-(08.05.2024) 4P 5C

Madurai Bench of Madras High Court is issuing
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