



CRL OP(MD).No.8978 of 2024

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

Date : 20.06.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD).No.8978 of 2024

White Prabhu @ Antony Prabhu

... Petitioner/3rd Accused

Versus

State rep. by
The Inspector of Police,
Palakkarai Police Station,
Trichy city.
(Crime No.210 of 2024)

... Respondent/Complainant

For Petitioner : Mr.T.Lenin Kumar
Advocate

For Respondent : Mr.P.Kottaichamy
Government Advocate (Crl. Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.210 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.210 of 2024, for the offence under Sections 341, 427, 392 r/w. 397 IPC, has filed this petition seeking anticipatory bail.



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2. The case of the prosecution is that the petitioner waylaid the defacto complainant and threatened him with a knife, took away a sum of Rs.1,250/- from him and damaged his car.

3. The learned Government Advocate (Crl. Side) opposes for grant of anticipatory bail on the ground that apart from this case, the petitioner has also involved in nine other cases. He further submits that this is the second anticipatory bail petition filed by the petitioner. Considering the antecedent of the petitioner, this Court, by order 18.04.2024, dismissed the earlier anticipatory bail petition filed by the petitioner. He has also produced the details of the previous cases pending against the petitioner, which are extracted as under:

Sl.No.	Crime No.	Offences	status
i.	399/2018 Velankanni PS	379 IPC	Disposed
ii.	66/2023 Palakkarai PS	294(b), 353, 506(2) - IPC 5, 7(3) - Lottery Act	NTF
iii	1297/2022 Palakkarai PS	75(1)(c) - TNCP Act	NTF
iv	567/2022 Palakkarai PS	294(b), 323, 324, 506(2) IPC	NTF
v.	946/2020 Palakkarai PS	5, 7(3) - Lottery Act	NTF
vi.	774/2020 Palakkarai PS	75(1)(c) - TNCP Act	Disposed



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vii	103/2020 Palakkarai PS	5, 7(3) - Lottery Act	NTF
viii	800/2018 Palakkarai PS	75(1)(c) - TNCP Act	Disposed
ix	469/2018 Palakkarai PS	5, 7(3) - Lottery Act	Disposed

5. Among these cases, two cases are relating to IPC offence, out of which, one case has already been disposed and other seven cases are relating to the offence under Section 75(1)(c) of TNCP Act and Sections 5, 7(3) of Lottery Act, out of which three cases have already been disposed of.

6. The learned counsel appearing for the petitioner submits that the present case has been purposely foisted as against the petitioner in order to detain him under the Tamil Nadu Act 14 of 1982. He further submits that though the police officials have requested the higher authorities to detain the petitioner under the Tamil Nadu Act 14 of 1982, the same was not accepted by the higher officials.

7. Considering the nature of offence and also considering the submission made by the learned counsel appearing for the petitioner, this Court is inclined to grant anticipatory bail to the petitioner.

8. 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



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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.V, Trichy.

(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. and 5.30 p.m. until further orders**. 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 prosecution witnesses.

(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/-
20/06/2024

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/07/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

OGY



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TO
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- 1 THE JUDICIAL MAGISTRATE NO.V
TRICHY.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TRICHY.
- 3 THE INSPECTOR OF POLICE
PALAKKARAI POLICE STATION,
TRICHY CITY
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.T.LENINKUMAR, Advocate (SR-6824[I] dated 21/06/2024)

ORDER
IN
CRL OP(MD) No.8978 of 2024
Date :20/06/2024

SS/VR/SAR- /01/07/2024/5P/6C

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