



CRL OP(MD). No.8830 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/06/2024

PRESENT

THE HON'BLE MR.JUSTICE B.PUGALENDHI

CRL OP(MD). No.8830 of 2024

Pesalmani

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Vattathikottai Police Station,
Thanjavur District.
Crime No.180 of 2024.

... Respondent/Complainant

For Petitioner : Mr.S.Rameshkumar.
Advocate.

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

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.180 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, who was arrested on 09.06.2024 for the alleged offence under Section 379 IPC r/w 21(1) of Mines and Minerals Act, 1957 in Crime No.180 of 2024, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner has illegally transported $\frac{1}{4}$ unit of river sand in a bullock cart. Hence, the complaint.

3.The learned counsel for the petitioner submits that the petitioner is an innocent and he has not committed any offence as alleged by the prosecution. However, he is languishing in jail from 09.06.2024.

4.The learned Additional Public Prosecutor appearing for the respondent opposes for grant of bail to the petitioner on the ground that the investigation is yet to be completed. He further submits that one previous case is pending as against this petitioner.

5. Considering the facts and circumstances of this case and considering the period of incarceration, this Court is inclined to grant bail to the petitioner with



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the certain conditions.

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6. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail on the following conditions:-

i) The petitioner shall execute 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, Pattukottai, Thanjavur

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 report before the respondent police daily at 10.30.a.m until further orders. He shall co-operate for the interrogation.

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. The petitioner shall be available for the trial as well.



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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 bail.

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18/06/2024

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18/06/2024
Sub-Assistant Registrar (CS -I/ II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

VRN

TO

1.THE JUDICIAL MAGISTRATE, PATTUKOTTAI, THANJAVUR

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR @ KUMBAKONAM.

3.THE OFFICER INCHARGE, DISTRICT JAIL, THANJAVUR.

4.THE INSPECTOR OF POLICE,
VATTATHIKOTTAI POLICE STATION,
THANJAVUR DISTRICT.

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

+1 CC to M/s.S.RAMESHKUMAR, Advocate (SR-6608[I] dated 18/06/2024)



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ORDER
IN
CRL OP(MD) No.8830 of 2024
Date :18/06/2024

RK (18/06/2024) 5P / 7C

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