



CRL OP(MD)No.10508 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

Date : 19.07.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD)No.10508 of 2024

Saravanan

... Petitioner/ Accused No. 2

Vs

The Inspector of Police,
Thogaimalai Police Station,
Karur District.
(Crime No.229 of 2024)

... Respondent/Complainant

For Petitioner : Mr.B.Mahendrarajan,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.229 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 269, 270, 273, 328 IPC and Section 24



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(1) of the Cigarette and other Tobacco Products Act, 2003 in Cr.No.229 of 2024 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the accused persons were found in illegal possession of 126.45 kgs of banned tobacco products. Hence, the case.

3.The learned counsel appearing for the petitioner submits that this Court, considering the quantity involved in the present case, has dismissed the earlier petition filed by the petitioner. Further, he submits that the petitioner has been implicated only based on the confession statement of A1 and there is no antecedents as against the petitioner. Now the petitioner is prepared to deposit a sum of Rs.35,000/- in favour of the Chief Educational Officer, Karur District for the welfare of the Government Schools.

4.The learned Government Advocate(Crl.side) for the respondent submits that the petitioner is not having any previous case pending as against him.

5.Considering the facts and circumstances of this case and the change in conduct of the petitioner and also considering that the petitioner is not having any previous case pending as against him, this Court is inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this criminal original petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a



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period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Kulithalai, Karur District on condition that 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, Kulithalai, Karur District and on further conditions that:

- i. 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;
- ii. The petitioner shall appear before the respondent police daily at 10.30 am until further orders. He has to co-operate for the investigation.
- iii. As per the willingness expressed by the petitioner, he shall deposit a sum of Rs.35,000/- (Rupees Thirty Five Thousand only) in favour of the Chief Educational Officer, Karur District. The amount has to be utilized for the purpose of providing drinking water facility in any one of the needy Government Schools in Karur District.
- iv. The petitioner shall file an affidavit of undertaking before the respondent Police that 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.



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The petitioner shall be available for the trial as well.

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/-
19/07/2024

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/08/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS

TO

- 1 THE JUDICIAL MAGISTRATE,
KULITHALAI, KARUR DISTRICT.
- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
KARUR DISTRICT.
- 3 THE INSPECTOR OF POLICE
THOGAIMALAI POLICE STATION, KARUR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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THE CHIEF EDUCATIONAL OFFICER,
KARUR DISTRICT.

ORDER
IN
CRL OP(MD) No.10508 of 2024
Date :19/07/2024

PKP/JGB/SAR /01.08.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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