



CRL OP(MD). No.17123 of 2023

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

Date : 22/09/2023

PRESENT

The Hon`ble Mr.Justice G.ILANGO VAN

CRL OP(MD). No.17123 of 2023

1. Anantharaj

2. Ramesh

... Petitioners/ Accused Rank not known

Vs

The State represented by  
The Inspector of Police,  
Thiruvidadaimaruthur Police Station,  
Thanjavur District.  
Crime No. 629/2023.

... Respondent/Complainant

For Petitioner : Mr.K.M.Karunakaran,  
Advocate.

For Respondent : Mr.R.Suresh Kumar,  
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.629 of 2023 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioners/ Accused, apprehending arrest at the hands of the respondent



CRL OP(MD). No.17123 of 2023

police for the alleged offence punishable under Sections 379 of IPC r/w 21(1) of Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.629 of 2023 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that on receipt of secret information the defacto complainant went to the spot and made search on 18.09.2023. At that time, the respondent police seized 2 units of river sand.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case. However, to show their *bona fide*, the petitioners have come forward to deposit reasonable amount.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that the petitioners have transported two units of river sand illegally. He further submitted that there is no previous case pending against the petitioners.

5. Considering the nature of the mineral involved, the antecedents of the petitioners and their willingness to deposit a reasonable amount, this Court is inclined to grant anticipatory bail to the petitioners on conditions.



**CRL OP(MD). No.17123 of 2023**

WEB COPY

6. Accordingly, this Criminal Original Petition is allowed on condition that the petitioners shall deposit a sum of **Rs.10,000/- (Rupees Ten Thousand only)** to the credit of **the Account Number (A/c.No.7567821433, Indian Bank, High Court Branch Madurai (2001), IFSC Code:IDIB000H040)** opened by the Registrar Judicial, Madurai Bench of Madras High Court, Madurai, for donating law books in the name of “**Madurai Bench of Madras High Court**” in Kalaigiar Centenary Library, Madurai, and further a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** to the credit of the crime No.629 of 2023 before the concerned trial Court, without prejudice to their rights and contentions before the trial Court.

7. On such deposit being made, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate, Thiruvudaimaruthur, on condition that the petitioners shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioners shall appear before the respondent police daily at 10.30 a.m. until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.



CRL OP(MD). No.17123 of 2023

WEB COPY

8. The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petitions for anticipatory bail stands dismissed.

sd/-

22/09/2023

/ TRUE COPY /

/10/2023

Sub-Assistant Registrar (C.S. )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TM

TO

- 1 THE JUDICIAL MAGISTRATE,  
THIRUVIDAIMARUTHUR,
- 2 DO-THROUGH :  
THE CHIEF JUDICIAL MAGISTRATE,  
THANJAVUR DISTRICT AT KUMBAKONAM.
- 3 THE INSPECTOR OF POLICE  
THIRUVIDAIMARUTHUR POLICE STATION,  
THANJAVUR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.



CRL OP(MD). No.17123 of 2023

WEB COPY

COPY TO:

- 1 THE REGISTRAR(JUDICIAL)  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.
- 2 THE OFFICER INCHARGE,  
KALAINAR CENTENARY LIBRARY,  
MADURAI.

+1 CC to M/s.K.M.KARUNAKARAN, Advocate ( SR-14083[I] dated 22/09/2023 )

ORDER

IN

CRL OP(MD) No.17123 of 2023

Date :22/09/2023

SS/MGA/06/10/2023/5P/8C

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