



CRL OP(MD). No.10647 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 16/07/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.10647 of 2024

Ravi,

... Petitioner/1<sup>st</sup> Accused

Vs.

The Inspector of Police,  
Lalgudi Police Station,  
Trichy District.  
Crime No. 305/ 2024.

... Respondent/Complainant

For Petitioner : Mr.T.Leninkumar,  
Advocate.

For Respondent : Mr.M.Vaikkam Karunanithi,  
Government Advocate (Crl.Side)

PRAYER :- For Bail in Crime No. 305 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner / Accused, who was arrested and remanded to judicial custody on 26.06.2024 for the offences punishable under Sections 379 of IPC r/w. Section 21(1) of Mines & Minerals (Development and Regulation) Act, 1957, in Crime No.305 of 2024 on the file of the respondent police, seek bail.



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2.The case of the prosecution is that the petitioner and other accused have have illegally transported 2 units of river sand worth about Rs.8,000/-. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner is in judicial custody from 26.06.2024. Hence, he may be released on bail.

4.The learned Additional Public Prosecutor would submit that the investigation is yet to be completed . He would further submit that 2 previous cases are pending against the petitioner and hence, he opposed for grant of bail. He would further submit that co-accused / A2 to A4 were arrested and released on bail.

5.Considering the facts and circumstances of the case and considering the period of incarceration and also considering the fact that co-accused / A2 to A4 were released on bail, this Court is inclined to grant bail to the petitioner on certain conditions.



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6. Accordingly, this Criminal Original Petition is allowed and the petitioner are ordered to be released on bail, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Lalgudi.

(i) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

(ii) the petitioner shall report before the concerned trial Court on all working days daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;

(iii) the petitioner shall not tamper with evidence or witness;

iv) the petitioner shall not abscond during trial.

v) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].



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vi) If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

sd/-  
16/07/2024

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16/07/2024  
Sub-Assistant Registrar ( )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

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TO

- 1 THE JUDICIAL MAGISTRATE,  
LALGUDI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,  
TIRUCIRAPPALLI.
- 3 THE INSPECTOR OF POLICE  
LALGUDI POLICE STATION,  
TRICHY DISTRICT.
- 4 THE SUPERINTENDENT,  
CENTRAL PRISON, TRICHY.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.T.LENINKUMAR, Advocate ( SR-8004[I] dated 16/07/2024 )



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ORDER  
IN  
CRL OP(MD) No.10647 of 2024  
Date :16/07/2024

SS/SAR- /16/07/2024/5P/7C

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