



CRL OP(MD). No.11403 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/07/2024

PRESENT

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

CRL OP(MD). No.11403 of 2024

Ravichandran,

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Vaigai Dam Police Station,
Theni District.
Cr.No.26/2024.

... Respondent/Complainant

For Petitioner : MR.C. Susikumar,Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec. 483 of BNSS

PRAYER :-

For Bail in Crime No.26 of 2024 on the file of the respondent police

ORDER : The Court made the following order :-



CRL OP(MD). No.11403 of 2024

The petitioner/Sole Accused, who was arrested and remanded to judicial custody on 06.07.2024 for the offences punishable under Sections 303 (2) of BNS, 2023 and 21 (1) of Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.26 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner has illegally transported 3 units of gravel sand. 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 no previous case is pending against the petitioner and he is in judicial custody from 06.07.2024, hence he may be released on bail.

4.The learned Additional Public Prosecutor would submit that the petitioner has illegally transported 3 units of gravel sand. The investigation is yet to be completed. However, he fairly conceded that no previous case is pending against the petitioner.

5.Considering the period of incarceration and also considering the fact that no



CRL OP(MD). No.11403 of 2024

bad antecedent is reported against the petitioner, this Court is inclined to grant bail to the petitioner on certain conditions.

6. Accordingly, this Criminal Original Petition is allowed and the petitioner is 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 Judicial Magistrate Court, Andipatti.

(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 respondent police daily at 10.30 a.m., until further orders;

(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].

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.11403 of 2024

WEB COPY

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

229A IPC.

sd/-
24/07/2024

/ TRUE COPY /

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

DSS

TO

- 1 THE JUDICIAL MAGISTRATE
ANDIPATTI.
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
THENI DISTRICT.
- 3 THE OFFICER INCHARGE,
DISTRICT JAIL, THENI..
- 4 THE INSPECTOR OF POLICE
VAIGAI DAM POLICE STATION,
THENI DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



CRL OP(MD). No.11403 of 2024

+1CC MR.C.SUSUKUMAR, Advocate Sr.No. 8587 (I) DT: 25/07/2024

WEB COPY

ORDER

IN

CRL OP(MD) No.11403 of 2024

Date :24/07/2024

PKP/25.07.2024/ 5P/7C

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