



CRL OP(MD). No.13336 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 14/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13336 of 2024

Vignesh

... Petitioner/ Accused Rank No.1

Vs

The Inspector of Police,
Sethubavachathiram Police Station,
Thanjavur District.
Crime No.208 of 2024.

... Respondent/Complainant

For Petitioner : M/s. Saravanan.K,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of B.N.S.S. U/s 439 of Cr.P.C.

PRAYER :- For Bail in Crime no.208 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



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on 02.08.2024 for the offences punishable under Sections 303 of BNS, 2023 r/w
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Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957, in
Crime No.208 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner and the other accused were
illegally transported $\frac{1}{4}$ unit of river sand. Hence, the case.

3. Heard the learned counsel on either side and perused the material records of
the case.

4. Considering the facts and circumstances of the case and also considering the
period of incarceration, this Court is inclined to grant bail to the petitioner on certain
conditions.

5. 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
learned Judicial Magistrate, Peravurani, Thanjavur District.

[i] the sureties shall affix their photographs and Left thumb Impression in the

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



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surety bond and the Special Court/concerned Court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity.

[ii] the petitioner is directed to deposit a sum of Rs.5,000/- (Rupees Five Thousand only) to the credit of Headmistress, Government Higher Secondary School, E.Malampatti, Melur Taluk, Madurai District. (Account No.10662832760, CIF No; 80521814092, IFSC Code: SBIN0000258, State Bank of India, Melur Branch, Madurai), without prejudice to his rights and contentions before the trial Court. Only upon deposit, the petitioner shall be enlarged on bail;

(iii)The petitioner shall report before the respondent police daily at 10.30 a.m, for a period of two weeks and thereafter, as and when required for interrogation;

[iv] the petitioner shall not tamper with evidence or witness;

[v] the petitioner shall not abscond during trial.

[vi] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioner in



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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].

[vii] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
14/08/2024

/ TRUE COPY /

14/08/2024
Sub-Assistant Registrar (PA-I/ AD-I)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS

TO

1. THE JUDICIAL MAGISTRATE, PERAVURANI, THANJAVUR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT @ KUMBAKONAM.
- 3.THE INSPECTOR OF POLICE,
SETHUBAVACHATHIRAM POLICE STATION,
THANJAVUR DISTRICT.
- 4 THE OFFICER IN CHARGE,
SUB JAI, THANJAVUR.



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

COPY TO

THE HEADMISTRESS,
GOVERNMENT HIGHER SECONDARY SCHOOL, E.MALAMPATTI,
MELUR TALUK, MADURAI DISTRICT.

+1 CC to M/s.K.SARAVANAN, Advocate (SR-9922[I] dated 14/08/2024)

ORDER
IN
CRL OP(MD) No.13336 of 2024
Date :14/08/2024

RK (14/08/2024) 5P / 8C

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