



CRL OP(MD). No.14699 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14699 of 2024

Pounraj,

... Petitioner/ Accused No.2

Vs

The State of Tamilnadu,
Rep by the Inspector of Police,
Gandamanur Vilakku Police Station,
Theni District.
Crime No.156 of 2024.

... Respondent/ Complainant

For Petitioner : Mr.C. Susikumar,
Advocate.

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.156 of 2024 on the file of the Respondent Police.



CRL OP(MD). No.14699 of 2024

ORDER: The Court made the following order :-

WEB COPY

The petitioner/ A2, who apprehends arrest at the hands of the respondent police for the offence punishable under Section 303(2) of BNS Act and Section 21(1) 21(5) of MMDR Act @ 303(2) of BNS Act and Section 21(4) of MMDR Act, in Crime No.156 of 2024, seeks anticipatory bail.

2.The case of the prosecution is the petitioner had illegally transported 1 unit of gravel sand. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations and also considering the fact that there are no bad antecedents against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.Accordingly, the petitioner shall pay a sum of Rs.5,000/- (Rupees Five Thousand only) to the credit of Headmistress, Government Higher Secondary School, Maharajapuram, Watrap Taluk, Virudhunagar District, (Account No.30596803302, CIF No; 85390730313, IFSC Code: SBIN0000921, State Bank of India, Srivilliputtur Branch), without prejudice to his rights and contentions before the trial Court and produce the receipt/acknowledgement before the learend Judicial Magistrate, Aundipatti.

6.On production of such receipt, the petitioner is ordered to be released on bail



CRL OP(MD). No.14699 of 2024

WEB COPY

in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Aundipatti, on condition that the petitioner shall execute 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 Magistrate concerned and on further conditions that:

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

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

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;

(e) 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]; and;



CRL OP(MD). No.14699 of 2024

(f)if the accused thereafter absconds, a fresh FIR can be registered under Section

WEB COPY
229-A IPC.

sd/-
03/09/2024

/ TRUE COPY /

/09/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS
TO
1 THE JUDICIAL MAGISTRATE,
AUNDIPATTI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THENI DISTRICT.

3 THE INSPECTOR OF POLICE,
GANDAMANUR VILAKKU POLICE STATION,
THENI DISTRICT.

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

COPY TO:
THE HEADMISTRESS,
GOVERNMENT HIGHER SECONDARY SCHOOL,
MAHARAJAPURAM, WATRAP TALUK,
VIRUDHUNAGAR DISTRICT

+1 CC to M/s.C.SUSI KUMAR, Advocate (SR-10826[I] dated 04/09/2024)



WEB COPY



CRL OP(MD). No.14699 of 2024

ORDER
IN
CRL OP(MD) No.14699 of 2024
Date :03/09/2024

SA/VR/SAR. /13.09.2024/5P/7C

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