



CRL OP(MD). No.15444 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15444 of 2024

Chandru

... Petitioner/ Accused No.1

Vs

The Inspector of Police,
Aundipatti Police Station,
Theni District.
Cr.No.357/2024

... 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.357/2024 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 02.09.2024 for the offences punishable under Sections 303(2) of BNS r/w. 21(4) of Mines and Minerals (Development and Regulations) Act, 1957 in Crime No.357 of 2024 on the file of the respondent police, seeks bail.



CRL OP(MD). No.15444 of 2024

WEB COPY

2.The case of the prosecution is that the petitioner herein and other accused had illegally transported 1 ½ units of river sand. Hence, the case.

3.Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent Police.

4.Considering the nature of allegation and also considering the undertaking of the petitioner to show his bonafide he is ready and willing to deposit a sum of Rs.10,000/- and also considering the fact that the petitioner is in jail from 02.09.2024, I am inclined enlarge the petitioner on bail 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) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Aundipatti.

[i] the sureties shall affix their photographs and Left thumb Impression in the 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] As per undertaken, the petitioners are directed to deposit a sum of Rs.10,000/- (Rupees Ten 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



CRL OP(MD). No.15444 of 2024

WEB COPY

of India, Srivilliputtur Branch), without prejudice to his rights and contentions before the trial Court;

(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 petitioners 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].

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

sd/-
12/09/2024

/ TRUE COPY /

12/09/2024

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

TRP



CRL OP(MD). No.15444 of 2024

TO

WEB COPY

1 THE JUDICIAL MAGISTRATE, AUNDIPATTI.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.

3 THE OFFICER INCHARGE, DISTRICT JAIL, THEKKAMPATTI, THENI.

4 THE INSPECTOR OF POLICE, AUNDIPATTI POLICE STATION,
THENI DISTRICT.

5 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-11239[I] dated 12/09/2024)

ORDER
IN

CRL OP(MD) No.15444 of 2024

Date :12/09/2024

RS//SAR-(12.09.2024) 4P 8C

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