



CRL OP(MD). No.19453 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12/11/2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.19453 of 2024

Narasingam @ Narasingan

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu Rep.By,
The Inspector of Police,
Lalapet Police Station,
Karur District.
(Crime No.479 of 2024).

... Respondent/Complainant

For Petitioner : Mr.K.Arunraj

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.479 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



CRL OP(MD). No.19453 of 2024

custody on 30.10.2024 for the offences under Section 21(1) of Mines and Mineral (Development and Regulation) Act, 1957 r/w 303(2), 132 and 351(3) of BNS Act in Crime No.479 of 2024 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner had transported 1 unit of river sand in a Tractor without any valid license.

3. The learned counsel appearing for the petitioner submitted that the petitioner has nothing to do with the alleged offence and hence, he prayed for bail.

4. The learned Additional Public Prosecutor appearing for the respondent Police submitted that the vehicle has been seized from the petitioner and the river sand has also been seized by the respondent Police.

5. Taking into consideration the facts and circumstances of the case and also of the fact that there are no previous cases against the petitioner and the vehicle has been seized by the respondent Police and the river sand has also been seized and the petitioner has suffered incarceration from 30.10.2024, this Court is inclined to grant bail to the petitioner subject to the following conditions.



CRL OP(MD). No.19453 of 2024

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6. Accordingly, the criminal original petition is ordered 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 No.I, Kulithalai*, and on further conditions that:-

[a] 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 pay a sum of Rs.7,500/- (Rupees Seven Thousand Five Hundred only) to the credit of the Madurai Bench of Madras High Court Advocate Clerk's Welfare Association, Madurai-625023 (Account No:- 496039124, IFSC Code:- IDIB000H040), without prejudice to his rights and contentions before the trial Court and produce the receipt/acknowledgement before the learned *Judicial Magistrate, Pattukottai*.

[c] the petitioner shall report before the respondent police daily at 05.30 p.m., until further orders;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;



CRL OP(MD). No.19453 of 2024

[e] the petitioner shall not abscond either during investigation or trial;

[f] 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];

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

sd/-

12/11/2024

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12/11/2024

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

PNM

TO

1 THE JUDICIAL MAGISTRATE NO.I
KULITHALAI.

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

3 THE OFFICER INCHARGE,
SUB JAIL, KULITHALAI.



CRL OP(MD). No.19453 of 2024

4 THE INSPECTER OF POLICE,
LALAPET POLICE STATION,
KARUR DISTRICT.

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

COPY TO:

1 THE OFFICER INCHARGE,
ADVOCATE CLERKS WELFARE ASSOCIATION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

2 THE JUDICIAL MAGISTRATE
PATTUKOTTAI.

+1 CC to M/s.K.ARUNRAJ, Advocate (SR-13897[I] dated 12/11/2024)

ORDER

IN

CRL OP(MD) No.19453 of 2024

Date :12/11/2024

SS/SAR- /12/11/2024/ 5P/9C

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