



CRL OP(MD). No.20033 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19.11.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.20033 of 2024

1.Veerammal

2.Nallammal

3.Senthilkumar

... Petitioners/ Accused 6 to 8

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Thogamalai Police Station,
Karur District.
(Crime No.459 of 2024)

... Respondent/Complainant

For Petitioners: Mr.R.Chandrasekar,
Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

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



CRL OP(MD). No.20033 of 2024

PRAYER :-

For Anticipatory Bail in Crime No.459/2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 303(2), 62 of BNS and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.459 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the accused persons had excavated from their patta land and had illegally taken red sand. There are totally 14 accused persons in this case and the petitioners have been arrayed as A6 to A8.

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

4. Taking into consideration the facts and circumstances of the case and also considering the fact that independent proceedings have already been initiated by the RDO, Kulithalai dated 23.08.2024 imposing payment of penalty on the accused persons and also considering the fact that there are no previous cases against the



CRL OP(MD). No.20033 of 2024

petitioners, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate Court No.1, Kulithalai, Karur, 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners 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 petitioners shall appear before the respondent Police as and when required for interrogation.



CRL OP(MD). No.20033 of 2024

WEB COPY

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners 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 petitioners 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].

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

sd/-
19/11/2024

/ TRUE COPY /

/11/2024

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

pal



CRL OP(MD). No.20033 of 2024

TO
WEB COPY

1. THE JUDICIAL MAGISTRATE NO.1,
KULITHALAI, KARUR
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KARUR.
3. THE INSPECTOR OF POLICE,
THOGAMALAI POLICE STATION,
KARUR DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.R.CHANDRASEKAR, Advocate (SR-14314[I] dated 21/11/2024)

ORDER
IN
CRL OP(MD) No.20033 of 2024
Date :19/11/2024

RK/ (23/11/2024) 5P / 6C

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