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Crl OP No.4885 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.02.2025

CORAM :

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.4885 of 2025

Muthuraj

... Petitioner

Versus

State rep. By its
Inspector of Police,
Civil Supply CID,
Coimbatore,
Coimbatore District.
(Crime No.49 of 2025)

... Respondents

Prayer: Criminal Original Petition filed under Section 482 of BNSS Act, to enlarge the petitioner on bail in the event of his arrest in connection with Cr.No.49 of 2025, pending investigation on the file of the respondent.

For petitioner : Mr.W.Camyles Gandhi

For Respondent : Mr.Leonard Arul Joseph Selvam,
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 6(4) of



TNSC (RDCS) 1982 r/w 7(1)(a)(ii) of EC Act 1955 in Crime No.49 of 2025, seeks anticipatory bail.

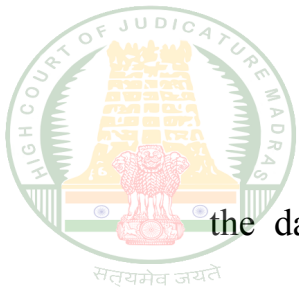
2. The case of the prosecution is that the petitioner along with others was found in illegal possession of 1050 kgs of PDS rice.

3. Learned counsel appearing for the petitioner would submit that the allegations are false and in any case, the custodial interrogation of the petitioner is not required. Hence, he prays for grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent Police reiterated the prosecution case and on instructions submitted that the contraband was seized and that there is no previous case against the petitioner and based on the confession of A1, the petitioner/A2 has been implicated in this case.

5. Considering the nature of allegations the fact that contraband was seized the fact that the petitioner had no bad antecedents and since this court is of the view that the custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from



the date on which the order copy is made ready, before the learned

Judicial Magistrate-IV, Coimbatore on condition that the petitioner

shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand

only) with two sureties 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 conditions that:

[a] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders.

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

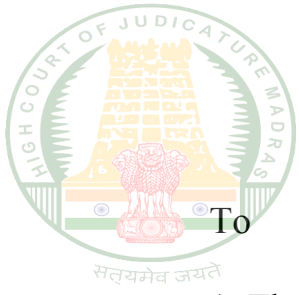
[c] the petitioner shall not abscond either during investigation or trial.

[d] 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 is 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]**;

[e] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

24.02.2025

Vv



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To

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1. The Judicial Magistrate-IV,
Coimbatore.
2. The Inspector of Police,
CSCID, Coimbatore,
Coimbatore District.
3. The Public Prosecutor,
High Court of Madras,
Chennai.



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SUNDER MOHAN, J.

Vv

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