



WEB COPY

Crl.O.P.No.10105 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **04-04-2025**

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL O.P NO.10105 of 2025

G. Jagadeeswari
W/o. Ganeshun

....Petitioner/Accused-3

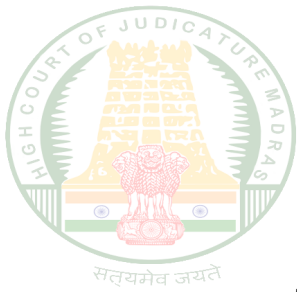
Vs

The State represented by
The Inspector of Police,
Chettipalayam Police Station,
Coimbatore District.
(Crime No.108 of 2025)

....Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on anticipatory
bail in the event of her arrest **in Crime No.108 of 2025**, on the file of the
respondent police.

For Petitioner	: M/s. Gayathri, V.
For Respondent	: Mr. S. Balaji Government Advocate (Crl. Side)



ORDER

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS, 2023 and Section 21(1) of the Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.108 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that, on 29.03.2025, the first and the second accused were found illegally transporting 25 tons of small jalli in two Bharat Benz vehicles bearing Registration Nos. TN 37DZ 6311 and TN 37Y 5197, belonging to the petitioner. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent; that the petitioner has been falsely implicated in the case; that the petitioner was not involved in the said offence; and that the petitioner is ready to abide by any conditions that may be imposed by this Court and prayed for anticipatory bail to the petitioner.



WEB COPY

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the prosecution case and submitted that the contraband was seized from accused 1 and 2 ; and that the petitioner has no previous case.

5. Considering the fact that the petitioner has no previous case; that the petitioner is implicated on the confession of the co-accused; and that the contraband was seized from the co-accused, and since custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before **the learned District Munsif-cum-Judicial Magistrate, Madukkarai**, 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



WEB COPY

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 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 everyday at 10:30 a.m., until further orders.

[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



WEB COPY

Crl.O.P.No.10105 of 2025



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 abscond, a fresh FIR
can be registered under Section 269 of B.N.S.

04.04.2025

bga

To

1. The District Munsif-cum-Judicial Magistrate, Madukkarai
2. The Inspector of Police,
Chettipalayam Police Station,
Coimbatore District.
3. The Public Prosecutor, High Court, Madras.



WEB COPY



Crl.O.P.No.10105 of 2025

SUNDER MOHAN, J.

bga

Crl.O.P. No.10105 of 2025

04.04.2025