



CRL OP NO. 31702 of 2024



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.01.2025

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THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

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CRL OP NO. 31702 of 2024

Keerthana

petitioner(s)

Vs

The Inspector Of Police,
Gudimangalam Police Station,
Gudimangalam – Post,
Tiruppur District.

Respondent(s)

For petitioner(s):

V.Prabhakaran

For Respondent(s):

S.Santhosh
Government Advocate (criminal Side).

ORDER

Apprehending arrest in connection with Crime No.386 of 2024, registered for the offences punishable under Sections 303(2) of BNS, and 21(1) of Mines and Minerals (Development & Regulation) Act, 1957, the present petition has been filed seeking anticipatory bail.

2.Pleading innocence on the part of the petitioner, false implication in this case, learned counsel for the petitioner seeks indulgence of this court. He would submit that she is innocent and no way connected with this case. He would further submit that she is ready to abide by any stringent condition that may be imposed by this Court. He would submit that the lorry had a permit in No.07032



for transporting rough stone under the Tamil Nadu Prevention of illegal M

Transportation and Storage of Minerals and Mineral Dealers' Rule and the same

is valid from 25.12.2020 to 24.12.2025. He would further submit that the

petitioner is the owner of the lorry and the lorry was used without her knowledge

and he would also submit that she has delivered a child recently and she is taking

bed rest.

3.The case of the prosecution as putforth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of anticipatory bail, is that the respondent caught the Tipper Lorry bearing Registration No.TN 36 BA 7077 and found 4 unit of ordinary stone in the lorry.

4.Having heard the learned counsel for the petitioner, and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record, this court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.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 Judicial Magistrate – II, Udumalaipettai, Tiruppur District, on condition that the petitioner shall execute a bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only) each with two

sureties, each for a like sum to the satisfaction of the respondent police or the police officer who intend 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 petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of his Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent police on the first Saturday of every month 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 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.

20-01-2025

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To

1.The Judicial Magistrate - II, Udumalaipettai, Tiruppur District.

2.The Inspector Of Police,
Gudimangalam Police Station,
Gudimangalam – Post,



Tiruppur District.

3.The Public Prosecutor, High Court, Madras.



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A.D.JAGADISH CHANDIRA, J.

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