



CRL OP(MD). No.457 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.457 of 2025

1.Chellamuthu

2.Muthumurugan

... Petitioners / Accused Rank Not Known

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Sayalkudi Police Station,
Ramanathapuram District.
(Crime No.354 of 2024)

... Respondent/Complainant

For Petitioners : Mr.R.Balamuruganantham,
Advocate

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

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

PRAYER :-

For Anticipatory Bail in Crime No.354 of 2024 on the file of the respondent police.



CRL OP(MD). No.457 of 2025

ORDER: The Court made the following order :-

WEB COPY

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 62, 305(e) of BNS and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.354 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the accused persons had illegally tried to take river sand in a tractor without number plate. Hence, the case.

3. The learned Government Advocate (Criminal Side), on instructions, submitted that there are totally 5 accused persons in this case and the petitioners have been arrayed as A1 and A2.

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

5. Taking into consideration the facts and circumstances of the case and also considering the quantity of minerals involved, this court is inclined to grant anticipatory bail to the petitioners with certain conditions:



CRL OP(MD). No.457 of 2025

WEB COPY

6. 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, Kadaladi, Ramanathapuram District, 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.

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



CRL OP(MD). No.457 of 2025

WEB COPY

[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 269 of BNS, 2023.

sd/-
09/01/2025

/ TRUE COPY /

/01/2025

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

PAL

TO

1 THE JUDICIAL MAGISTRATE,
KADALADI, RAMANATHAPURAM DISTRICT.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.



CRL OP(MD). No.457 of 2025

3 THE INSPECTOR OF POLICE,
SAYALKUDI POLICE STATION,
RAMANATHAPURAM DISTRICT.

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

+1 CC to M/s.R.BALAMURUGANANTHAM, Advocate (SR-331[I] dated
09/01/2025)

ORDER

IN

CRL OP(MD) No.457 of 2025

Date :09/01/2025

SS/SKN/SAR- /24/01/2025/ 5P/6C

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