



CRL OP(MD). No.1390 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

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S.Ajithkumar,
S/o.Sasivarnam,
No. 5/39, Mariyamman
Kovil Street, Mandalamalickam, Kamuthi,
Pin-623 605, Ramanathapuram District..

... Petitioner / Accused

Vs

The State of Tamil Nadu,
Rep. By. the Inspector of Police,
Virudhunagar Police Station,
Cscid Madurai,
Virudhunagar District.
Crime No.220 /2024.

... Respondent/Complainant

For Petitioner : Ms.A.Dharani,
Advocate.

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER:-

For Anticipatory Bail in Crime No.220/2024. on the file of the Respondent Police

ORDER : The Court made the following order :-

The petitioner / Accused, who apprehends arrest at the hands of the respondent Police for offences under Section 6(4) of Tamil Nadu Scheduled Commodities (RDCS) Order, 1982 and Section 7(1)(a)(ii) of Essential Commodities Act, 1955 in Crime NO.220 of 2024 on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons were found in possession of 3350 kgs of PDS rice, 2700 kgs of dhal and 50 kgs of wheat. There are totally 11 accused persons in this case and the petitioner has been arrayed as A8. The allegation against the petitioner is that he was working as a Salesman in the fair price shop. The petitioner and A6 were responsible for the supply of the essential commodities to the other accused persons. A1 to A6 and A10 were arrested in this case.

3. Heard the learned counsel appearing for the petitioner and the learned

Government Advocate (Criminal Side) appearing for the respondent Police.



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4. Taking into consideration the facts and circumstances of the case and considering the nature of allegation made in this case and taking note of the fact that the essential commodities have already been seized along with the vehicle and considering the fact that Accused No.9 has already been granted anticipatory bail by this Court in CrI.O.P.(MD).No.348 of 2025 by an order dated 09.01.2025, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

5. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.I, Virudhunagar, 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled;

[b] the petitioner shall report before the respondent police every Friday at 05.30 p.m. for a period of four weeks and thereafter, as and when required for interrogation;



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[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]*; and;

[f] if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS 2023.

sd/-
24/01/2025

/ TRUE COPY /

/01/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TSG
TO

1 THE JUDICIAL MAGISTRATE NO.I
VIRUDHUNAGAR.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.



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3 THE INSPECTOR OF POLICE,
VIRUDHUNAGAR POLICE STATION,
CSCID MADURAI, VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.A.DHARANI, Advocate (SR-781[I] dated 24/01/2025)

ORDER
IN
CRL OP(MD) No.1390 of 2025
Date :24/01/2025

SS/SKN/SAR- /30/01/2025/ 5P/6C

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