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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.937 of 2025

1. Prakashraj @ Jeyaprakash

2. Chellamani @ Vimal

... Petitioners/ Accused No.2 and 3

Vs

The State of Tamilnadu,
Rep. by the Inspector of Police,
Thirukostiyur Police Station,
Sivagangai District.
Crime No. 153/2024.

... Respondent/Complainant

For Petitioner : Mrs.P.Rohini,

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



PRAYER :-
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For Anticipatory Bail in Crime No. 153 of 2024 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences under Sections 126(2), 132 and 303(2) of BNS (hereinafter referred to as new penal code) and 21(4) of Mines and Minerals (Development Regulation) Act, 1957, in Crime No.153 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners had illegally transported 2 units of river sand in a tipper lorry. Hence, the case.

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

4. The learned Government Advocate (Criminal Side) submitted that there are no previous cases pending against the petitioners.



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Court Branch, Salem District, without prejudice to their rights and contentions before the trial Court. Only upon deposit, the learned Magistrate shall accept the sureties;

[c] the petitioners shall report before the respondent Police, daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation.

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

[e] the petitioners shall not abscond either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners 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].

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

sd/-

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/02/2025

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



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TO

1 THE PRINCIPAL DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
THIRUPPATHUR.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI
DISTRICT.

3 THE INSPECTOR OF POLICE,
THIRUKOSTIYUR POLICE STATION,
SIVAGANGAI
DISTRICT.

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

COPY TO M/S SALME VAKIL GUMASTHAS ASSOCIATION,
DISTRICT COURT,
SALEM DISTRICT.

+1 CC to M/s.P.ROHINI, Advocate (SR-530[I] dated 20/01/2025)

ORDER
IN

CRL OP(MD) No.937 of 2025

Date :20/01/2025

NBF / SKN / SAR- (03/02/2025) 5P /7C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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