



CRL OP(MD). No.2146 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 05.02.2025

PRESENT

THE HONOURABLE MR. JUSTICE R. SAKTHIVEL

CRL OP(MD). No.2146 of 2025

Ranjith

... Petitioner/ Accused No.4

Vs

The Inspector of Police,
Kadaladi Police Station,
Ramanathapuram District.
(Crime No.1 of 2025)

... Respondent/Complainant

For Petitioner : Mr.Raja Karthikeyan, Advocate

For Respondent : Mr.K.Sanjai Gandhi,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.1 of 2025 on the file of the respondent Police.

ORDER : The Court made the following order :-

This Criminal Original Petition has been filed by the petitioner on 30.01.2025
under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) praying to grant



CRL OP(MD). No.2146 of 2025

an order of pre-arrest bail.

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2. The petitioner apprehends arrest at the hands of the respondent Police for the offences punishable under Section 303 of Bharatiya Nyaya Sanhita (BNS) Act, 2023 and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957 in Crime No.1 of 2025 on the file of the respondent police.

3. The case of the prosecution is that on 03.01.2025 at 04.30 a.m., while the respondent Police were on patrolling duty, they received a secret information about the illegal transportation of sand. When the respondent Police reached the spot, they noticed seven persons pulling a lorry that was stuck in the sand using a JCB. The lorry contained three units of sand, which was illegally attempted to be transported. On seeing the respondent Police, five persons fled away from the scene of occurrence. Hence, the case.

4. Mr.Raja Karthikeyan, learned counsel appearing for the petitioner submits that the petitioner was arrayed as accused falsely. The petitioner has not committed any offence as alleged by the prosecution. Hence, he prays for grant of pre-arrest bail to the petitioner.

5. Per contra, Mr.K.Sanjai Gandhi, learned Government Advocate (Crl.Side) appearing for the respondent-Police submits that the petitioner has three previous cases, out of which, two cases are similar in nature. Accordingly, he prays to



CRL OP(MD). No.2146 of 2025

dismiss this Criminal Original Petition.

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6. Heard on both sides. This Court has perused the records.

7. Considering the nature of the offences alleged, this Court is inclined to grant an order of pre-arrest bail to the petitioner subject to the following conditions:

(i) The petitioner shall be released on bail in the event of his arrest or in the event of his surrender before the learned Judicial Magistrate, Kadaladi, Ramanathapuram, within a period of 15 days from the date on which the order copy is made ready, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) along with two sureties each for a like sum of Rs.10,000/- (Rupees Ten Thousand Only) to the satisfaction of the learned Judicial Magistrate, Kadaladi, Ramanathapuram.

(ii) Thereafter, the petitioner shall appear and sign before the learned Judicial Magistrate, Kadaladi, Ramanathapuram at 10.00 a.m. on 17.02.2025, 21.02.2025, 24.02.2025, 28.02.2025, 03.03.2025, 07.03.2025, 10.03.2025, 14.03.2025. The petitioner shall thereafter appear on receipt of summons and as and when called for.

(iii) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Judicial Magistrate shall obtain a copy of any one of identity proofs to ensure their identity;



CRL OP(MD). No.2146 of 2025

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(iv) The petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Kadaladi, Ramanathapuram.

(v) The petitioner shall not, directly or indirectly, cause any threat to the defacto complainant and witnesses and shall not tamper the evidence;

(vi) On breach of any of the aforementioned conditions, concerned Magistrate, or Trial Court as the case may be, is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions are imposed by them as laid down by the Hon-ble Supreme Court in P.K. Shaji vs. State of Kerala [(2005) 13 SCC 283].

8. Accordingly, this Criminal Original Petition is allowed subject to the conditions stated supra.

sd/-
05/02/2025

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/02/2025
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MBI

To

1.The Judicial Magistrate,
Kadaladi, Ramanathapuram.



CRL OP(MD). No.2146 of 2025

2.Do through the Chief Judicial Magistrate,
Ramanathapuram District.

3.The Inspector of Police,
Kadaladi Police Station,
Ramanathapuram District.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER

IN

CRL OP(MD) No.2146 of 2025

Date :05/02/2025

ED/ SKN /SAR- (19/02/2025) 5P / 5C

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