



CRL OP(MD)No.8364 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08.05.2025

PRESENT

The HONOURABLE MR. JUSTICE M.JOTHIRAMAN

CRL OP(MD)No.8364 of 2025

P.Natesan

... Petitioner

Vs

State rep. by
The Special Sub Inspector of Police,
Kalakad Police Station,
Tirunelveli District.
(In Crime No.309 of 2025)

... Respondent

For Petitioner : Mr.S.Krishna Kumar

For Respondent : Mr.B.Thanga Aravindh,

Government Advocate(Crl.side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.309 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Accused No.2, who apprehends arrest at the hands of the respondent police for the offences punishable under sections 303(2) BNS & Section 21(4) of the Mines and Minerals (Development & Regulation) Act, 1957 in Cr.No.309 of 2025 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 26.04.2025, at about 11.45 a.m., when the



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Assistant Geologist, Geology and Mining Department, Tirunelveli District and
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Special Revenue Inspector(Mines) was inspecting the vehicles, they found that five units of gravel sand was illegally transported by using a lorry bearing Reg.No.TN 92 C 6755, without any valid permission. Based on their information, the present case came to be registered.

3. The learned Counsel for the petitioner would submit that the petitioner is the owner of the offending vehicle. The said vehicle was lawfully operated. On the date of alleged occurrence, the lorry was transporting gravel from Cheranmahadevi to Kalakkad under a valid transit pass issued by the competent authority. The petitioner did not involved in any of the offences as alleged by the prosecution. The petitioner is an innocent and he is falsely implicated in this case. He therefore prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police would submit that totally five units of gravel sand was illegally transported by the petitioner. There is no previous case as against the petitioner. However, he prays to dismiss this Criminal Original Petition.

5. Considering the nature of the allegations and considering the fact that there is no previous case as against the petitioner and also considering the quantity of gravel sand allegedly excavated and transported by the petitioner, this court is



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inclined to grant anticipatory bail to the petitioner with certain conditions:

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6. 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 on which the order copy made ready, before the Judicial Magistrate Court, Nanguneri, Tirunelveli 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 petitioner 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 petitioner shall report before the respondent Police daily at 10.30a.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



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law as if the conditions have been imposed and the petitioners released on bail by
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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/-
08/05/2025

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/05/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GVN
TO

- 1.The Judicial Magistrate Court, Nanguneri, Tirunelveli District.
- 2.Do through the Chief Judicial Magistrate, Tirunelveli.
- 3.The Special Sub Inspector of Police, Kalakkad Police Station,Tirunelveli District.
- 4.The Additional Public Prosecutor,Madurai Bench of Madras High Court,
Madurai.

ORDER IN
CRL OP(MD) No.8364 of 2025
Date :08/05/2025

PP/22.05.2025 4P/5C

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