



CRL OP(MD). No.8419 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

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Naganathan

... Petitioner

Vs

The State of Tamilnadu,
Rep by its Inspector of Police,
Kenikkarai Police Station,
Ramanathapuram District.
(Cr.No.223 of 2025)

... Respondent

For Petitioners : Mr.R.Babu Jaganath

For Respondent : Mr.B.Thanaga Aravindh

Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS, 2023

PRAYER :-

For Anticipatory bail in Cr.No.223 of 2025 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 the offences punishable under sections 303(2) BNS and 21(1) of Mines & Minerals (Development & Regulation) Act, 1957 and old Section 379 of IPC and 21(1) of Mines & Minerals (Development & Regulation) Act, 1957 in Cr.No.223



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of 2025 on the file of the respondent police, seeks anticipatory bail.

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2. The case of the prosecution is that the Assistant Director of Mines and Minerals, Ramanathapuram was conducted vehicle checkup, at that time they found that one Taurus lorry bearing Registration No. TN 19 AB 6585 was illegally transported Gravel sand without having any valid license or permit. The officials seized the vehicle Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. However, he submits that the petitioner is ready to abide by any conditions to be imposed by this Court. He therefore prays for grant of pre-arrest bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent-police, submits that the petitioner has illegally transported gravel sand without having any valid license or permission. He further submits that there are four previous cases pending against the petitioner. All the cases are registered under IPC offences. Accordingly, he prays to dismiss this Criminal Original Petition.

5. Considering the fact that there is no similar kind of previous case against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with



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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, Ramanathapuram, 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 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.



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[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/-
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,Ramanathapuram, Ramanathapuram District.
2. Do through the Chief Judicial Magistrate, Ramanathapuram.
- 3.The Inspector of Police,Kenikkarai Police Station,Ramanathapuram District.
- 4.The Additional Public Prosecutor,Madurai Bench of Madras High Court,Madurai.



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ORDER
IN
CRL OP(MD) No.8419 of 2025
Date :08/05/2025

PP/22.05.2025 5P/5C

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