



CRL OP(MD)No.8586 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.8586 of 2025

Sathiyakumar @ Sakthivel

... Petitioner/ Sole accused

Vs

State rep. by
The Inspector of Police,
Uthamapalayam
Theni District.
(In Crime No.64 of 2025)

... Respondent /complainant

For Petitioner : Mr.R.Alagumani

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

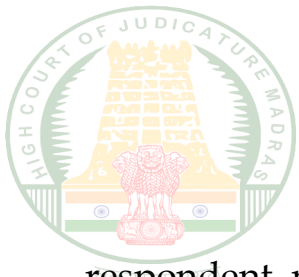
PRAYER :-

For Anticipatory Bail in Cr.No.64 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/ Sole Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under sections 7(1)(a)(ii) of Essential Commodities Act, 1955 and 6(4) of TN Scheduled Commodities (RDCS) Order, 1982 in Cr.No.64 of 2025 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that as per the secret information received, the



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respondent police made a spot inspection and found that the petitioner was in illegal possession of 1,400 Kgs of PDS Rice. The rice bags were recovered and the case was registered.

3. The learned Counsel for the petitioner would submit that the petitioner is an innocent and he has not committed any offence as alleged by the prosecution. The rice was confiscated from a closed go-down and not from the hands of the petitioner. He further submits that the petitioner undertakes to co-operate with the respondent police for the investigation.

4. Learned Government Advocate (Crl side) would submit that as per the investigation, the petitioner is the owner of the go-down from where the PDS rice bags were seized. Later, the PDS rice bags were handed over to the Civil Supplies and Consumer Protection Department. He further submits that the petitioner is having three previous cases in similar nature. However, he prays to dismiss this Criminal Original Petition.

5. Considering the nature of the allegations and considering the fact that the recovered rice bags were seized and handed over to the concerned department, this court is inclined to grant anticipatory bail to the petitioner with certain conditions:

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



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date on which the order copy made ready, before the Judicial Magistrate Court, Uthamapalayam, 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:

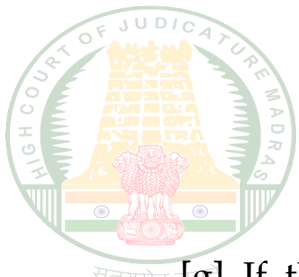
[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity.

[b] the petitioner shall report before the respondent Police daily at 10.30a.m. until further orders.

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

[e] the petitioner 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 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].



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[g] 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 (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNN
TO

- 1.THE JUDICIAL MAGISTRATE COURT, UTHAMAPALAYAM.
 - 2.THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.
 - 3.THE INSPECTOR OF POLICE, UTHAMAPALAYAM, THENI DISTRICT.
 - 4.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S ALAGUMANI R Advocate SR.No.5381(I)DT.08/05/2025

ORDER IN
CRL OP(MD) No.8586 of 2025
Date :08/05/2025

PR/22.05 .2025 4P/6C

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