



CRL OP(MD)No.8776 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 21.05.2025

PRESENT

The HONOURABLE MR. JUSTICE P.VADAMALAI

CRL OP(MD)No.8776 of 2025

E.Mukesh @ Mukesh Kannan

... Petitioner /
Accused No.3

Vs

The State of Tamil Nadu rep. By,
The Inspector of Police,
Civil Supplies C.I.D,
Madurai.
(Crime No.60 of 2025)

... Respondent

For Petitioner : Mr.T.Lenin Kumar

For Respondent: Mr.P.Kottai Chamy
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.60 of 2025 on the file of the respondent police.



CRL OP(MD)No.8776 of 2025

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under clause 6(4) of TNSC (RDCS) Order 1982 r/w, 7(1)(a)(ii) of Essential Commodities Act, 1955, in Crime No.60 of 2025, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 05.05.2025, when the respondent police was on surveillance, TATA 207 bearing registration No.TN-69-L-9976 was found to be loaded with 30 bags of boiled rice (each containing 40 kgs). It is further alleged that, the petitioner collected rice from the family card holders and transported the same in his vehicle. Hence, a case has been registered as against the petitioner.

3.The learned counsel appearing for the petitioner submitted that he has been falsely implicated in this case and he has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.) appearing for the respondent submits that the offence is serious in nature and he fairly submits that there is no



CRL OP(MD)No.8776 of 2025

previous case as against the petitioner, and co-accused has already been released on bail.

5.Considering the facts that there is no previous case as against the petitioner and already the co-accused was released on bail, 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 date on which the order copy made ready, before the learned Judicial Magistrate No.III, Madurai, 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 make a non refundable deposit of Rs.15,000/- (Rupees Fifteen Thousand only) to M.S.Chellamuthu Trust and Research Foundation (A/c



CRL OP(MD)No.8776 of 2025

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Dr.Ambedkar Road, Madurai-20.), and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner.

[c] the petitioner shall report before the respondent Police daily at 10.30 a.m., for a period of 30 days and thereafter, as and when required.

[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 petitioner 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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Sub-Assistant Registrar (C.S. I / II / III / IV)

Madurai Bench of Madras High Court,

Madurai - 625 023.



CRL OP(MD)No.8776 of 2025

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TO

1 THE JUDICIAL MAGISTRATE NO.III
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
MADURAI.

3 THE INSPECTOR OF POLICE,
CIVIL SUPPLIES CID,
MADURAI.

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

COPY TO:
THE OFFICER INCHARGE,
M.S.CHELLAMUTHU TRUST AND RESEARCH FOUNDATION,
MADURAI.

+1 CC to M/s.T.LENIN KUMAR, Advocate (SR-5632[I] dated 22/05/2025)

ORDER
IN

CRL OP(MD) No.8776 of 2025
Date :21/05/2025

SS/SAR- /29/05/2025/ 5P/7C

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