



CRL OP(MD). No.9026 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/06/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

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Jeyaraman

... Petitioner/ Accused

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
Town West Police Station,
Thanjavur District
Crime No. 192/2025.

... Respondent/ Complainant

For Petitioner : Mr. Dhilipan Pandian R.L.,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 192 of 2025 on the file of the respondent Police.
ORDER : The Court made the following order :-



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The petitioner / accused, who apprehends arrest at the hands of the respondent police for the offences punishable under sections 303(2) of BNS, 2023 r/w. 21(1) of Mines and Minerals (Development and Regulation) Act, 1957 in Crime No.192 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner herein along with other accused have illegally excavated and transported 3 units of river sand by using a Lorry bearing Regn.No.TN 41 C 1323. Hence, a case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution and his name has been falsely implicated in this case. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl side) appearing for the respondent – Police submitted that there are five previous cases pending against the petitioner and both the minerals and Lorry were seized from the petitioner. He further submits that the investigation of the case is still pending and hence, he prays to dismiss this Criminal Original Petition.

5. Taking into consideration of the facts and circumstances of the case and also the fact that both the minerals and Lorry were seized by the respondent – Police,



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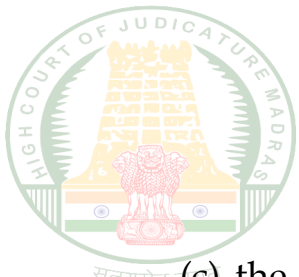
this court is inclined to grant anticipatory bail to the petitioner, with certain conditions:

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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy is made ready, before the learned Judicial Magistrate No.I, Thanjavur 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 make a non-refundable deposit of Rs.30,000/- (Rupees Thirty Thousand only) to the credit of Chairman / District Collector, District Mineral Foundation Trust of the concerned District and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner;



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(c) the petitioner shall report before the respondent police daily at 10.30 a.m and 5.00 pm 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 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]* and;

(g) if the accused/petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
04/06/2025

/ TRUE COPY /

/06/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TRP
TO

- 1 THE JUDICIAL MAGISTRATE NO.I,
THANJAVUR DISTRICT.
- 2 THE CHIEF JUDICIAL MAGISTRATE
THANAVUR DISTRICT.
- 3 THE INSPECTOR OF POLICE,
TOWN WEST POLICE STATION,
THANJAVUR DISTRICT
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 5 THE CHAIRMAN / DISTRICT COLLECTOR,
DISTRICT MINERAL FOUNDATION TRSUST,
THANJAVUR DISTRICT.

ORDER
IN

CRL OP(MD) No.9026 of 2025

Date :04/06/2025

NM/10.06.2025 5P/6C

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