



CRL OP(MD). No.9334 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
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(Criminal Jurisdiction)

Date : 05/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.9334 of 2025

1.Ravichandran,
S/o.Rajendran

2.Vetri @ Vetri Selvan,
S/o.Ghandhi

... Petitioners/ A1 & A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Thirukattupalli Police Station,
Thanjavur District.
(Crime No.113 of 2025)

... Respondent/ Complainant

For Petitioners : Mr.A.Sivasubramanian,
Advocate

For Respondent : Mr.M.Karunanithi,
Government Advocate
(Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER :-

For Anticipatory Bail in Crime No.113 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ A1 & A2, who apprehend arrest at the hands of the respondent police for the offences punishable under section 303(2) of BNS, 2023 r/w. Section 21 (1) of Mines and Minerals (Development and Regulation) Act, 1957 in Crime No.113 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners have illegally transported 30 Kilograms of river sand by using a Hero Splender Plus two wheeler. Hence, a case has been registered.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and the petitioners have not committed any offence as alleged by the prosecution, and they have been falsely implicated in this case. Hence, he seeks anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. side) submits that the petitioners had illegally transported 30 Kilograms of river sand. Insofar as A1 is concerned, there are eight previous cases against him, whereas in the case of A2, there are no previous cases. The entire properties have also been recovered. However, he objected to grant anticipatory bail to the petitioners.



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5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and considering the quantity of river sand, and considering the fact that the properties have been recovered, this court is inclined to grant anticipatory bail to the petitioners, with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Thiruvaiyaru, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each, 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 Judicial Magistrate, Thiruvaiyaru, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

(a) the petitioners 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 petitioners shall deposit a sum of **Rs.10,000/- (Rupees Ten Thousand only)** each to the credit of *the District Mineral Foundation Trust, Thanjavur District* as Non-refundable deposit and on such deposit being made, the learned Judicial Magistrate, Thiruvaiyaru, Thanjavur District shall accept the sureties



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furnished by the petitioners;

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(c) the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders;

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners 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 petitioners 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]* and;

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

sd/-
05/06/2025

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



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TO

- 1 THE JUDICIAL MAGISTRATE,
THIRUVAIYARU, THANJAVUR DISTRICT.
- 2 THE CHIEF JUDICIAL MAGISTRATE
THANJAVUR DISTRICT.
- 3 THE INSPECTOR OF POLICE,
THIRUKATTUPALLI POLICE STATION,
THANJAVUR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 5 THE DISTRICT MINERAL FOUNDATION TRUST,
THANJAVUR DISTRICT.

ORDER
IN

CRL OP(MD) No.9334 of 2025
Date :05/06/2025

NM/11.06.2025 5P/6C

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