



CRL OP(MD). No.9719 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.9719 of 2025

Karthikeyan,
S/o.Perumal

... Petitioner/ A1

Vs

The State of Tamil Nadu,
Rep. by, the Sub Inspector of Police,
Kulithalai Police Station,
Karur District.
(Crime No.783 of 2024)

... Respondent/Complainant

For Petitioner : Mr.S.M.A.Jinnah,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.783 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ A1, who apprehends arrest at the hands of the respondent police



CRL OP(MD). No.9719 of 2025

for the offences punishable under sections 303(2) of BNS, 2023 r/w. Section 21(1) of
WEB COPY
Mines and Minerals (Development and Regulation) Act, 1957 in Crime No.783 of
2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner, along with other accused persons, illegally transported four bags of river sand using a two-wheeler bearing registration No.TN-47-BT-1604. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner submits that this is the third anticipatory bail before this Court. He also submits that the petitioner is an innocent person, and he has not been involved in any of the offences as alleged by the prosecution, and has been falsely implicated in this case. He further submits that the petitioner is willing to abide by any conditions to be imposed by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl. side) submits that there are totally two accused persons in this case and the petitioner has been arrayed as A1. A2 has been arrested and subsequently released on bail. He further submits that there are three previous cases against the petitioner. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and also taking into account of the fact that the co-accused was



CRL OP(MD). No.9719 of 2025

arrested and released on bail, this court is inclined to grant anticipatory bail to the
WEB COPY
petitioner, with certain conditions.

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 made ready, before the learned Judicial Magistrate No.2, Kulithalai, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five 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 Judicial Magistrate No.2, Kulithalai, 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 deposit a sum of Rs.10,000/- (Rupees Ten Thousand only) to the credit of the District Mineral Foundation Trust, Karur District as Non-refundable deposit and on such deposit being made, the learned Judicial Magistrate No.2, Kulithalai shall accept the sureties furnished by the petitioner;

(c) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate No.2, Kulithalai. In the event of any change in his



CRL OP(MD). No.9719 of 2025

residential address, the petitioner shall report the same to the learned Judicial
WEB COPY
Magistrate No.2, Kulithalai;

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

(e) the petitioner shall not tamper with evidence or witness either during
investigation or trial;

(f) the petitioner shall not abscond either during investigation or trial;

(g) 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;

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

sd/-
12/06/2025

/ TRUE COPY /

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



CRL OP(MD). No.9719 of 2025

mkn जयते
TO
WEB COPY

- 1 THE JUDICIAL MAGISTRATE NO.II, KULITHALAI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, KARUR DISTRICT.
- 3 THE SUB INSPECTOR OF POLICE,
KULITHALAI POLICE STATION, KARUR DISTRICT.
- 4 THE OFFICER INCHARGE ,
THE DISTRICT MINERAL FOUNDATION TRUST, KARUR DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR MADURAI BENCH OF MADRAS
HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.9719 of 2025
Date :12/06/2025

NBF/20.06.2025 5P/6C

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