



CRL OP(MD). No.9697 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.9697 of 2025

Mohammed Basilkhan,
S/o.Raja Mohammed

... Petitioner/ A4

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
CSCID – Madurai,
Sivagangai Police Station.
(Crime No.72 of 2025)

... Respondent/Complainant

For Petitioner : Mr.Arunkumar.K.G.,
Advocate

For Respondent : Mr.S.Prakash,
Government Advocate
(Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



CRL OP(MD). No.9697 of 2025

PRAYER :-

WEB COPY

For Anticipatory Bail in Crime No.72 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A4, who apprehends arrest at the hands of the respondent police for the offences punishable under section 6(4) of TN Scheduled Commodities (RDCS) Order 1982 r/w. Section 7(1)(a)(ii) of Essential Commodities Act, 1955 in Crime No.72 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons illegally transported 25 tons of PDS rice in a lorry bearing registration No.TN-29-AY-1831 with the intention of selling it in the black market. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner submits that the petitioner has not committed any offence as alleged by the prosecution. He is merely the owner of the lorry and had no knowledge of the alleged occurrence. He also submitst that A2 and A5 have been arrested and subsequently released on bail by



CRL OP(MD). No.9697 of 2025

the learned Judicial Magistrate No.I, Sivagangai. He further submits that the petitioner is ready to abide by any conditions to be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. side) submits that there are totally five accused persons in this case and the petitioner has been arrayed as A4, and there are no previous cases against the petitioner. He further submits that A2 and A5 have been arrested and subsequently released on bail. However, 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 taking into account of the fact that co-accused have been arrested and subsequently released on bail, and considering the fact that there is no previous case against the petitioner, and considering the fact that as the date of occurrence is 11.05.2025, by this time most of the investigation would likely have been completed, and also considering the fact that the custodial interrogation of the petitioner is not necessary in this case, this court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



CRL OP(MD). No.9697 of 2025

WEB COPY

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.I, Sivagangai, 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.I, Sivagangai, 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.25,000/- (Rupees Twenty Five Thousand only) to the credit of the Account Number (A/c.No.7567821433, Indian Bank, High Court Branch Madurai (2001), IFSC Code:IDIB000H040) opened by the Registrar Judicial, Madurai Bench of Madras High Court, Madurai, for donating law books in the name of "Madurai Bench of Madras High Court" in Kalaigarn Centenary Library, Madurai, without prejudice to his rights and contentions before the learned Judicial Magistrate No.I, Sivagangai and produce the



CRL OP(MD). No.9697 of 2025

receipt/acknowledgment before the learned Judicial Magistrate No.I, Sivagangai
WEB COPY
while executing sureties;

(c) the petitioner shall report before the respondent police daily at 10.30 a.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 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 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.9697 of 2025

TO
WEB COPY

1.THE JUDICIAL MAGISTRATE NO.I,
SIVAGANGAI.

2.DO THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.

3.THE INSPECTOR OF POLICE,
CSCID - MADURAI,
SIVAGANGAI POLICE STATION.
SIVAGANGAI DISTRICT.

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

COPY TO
THE SECTION OFFICER,
ACCOUNTS SECTION,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.9697 of 2025
Date :12/06/2025

HPS/26.06.2025 /6P/6C

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