



CRL OP(MD). No.10262 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.10262 of 2025

1.Santhanakumar,
S/o.Selvam

2.Velu @ Vel,
S/o.Arumugam

... Petitioners/ A1 & A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Tirunelveli Police Station,
CSCID Madurai.
(Crime No.68 of 2025)

... Respondent/Complainant

For Petitioners : Mr.J.Mohamed Ibrahim,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.68 of 2025 on the file of the Respondent Police.



CRL OP(MD). No.10262 of 2025

ORDER: The Court made the following order :-

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The petitioners/A1 and A2, who apprehend arrest at the hands of the respondent police for the offences punishable under Section 6(4) of TN Scheduled Commodities (RDSCS) Order, 1982 read with Section 7(1)(a)(ii) of Essential Commodities Act, 1955 in Crime No.68 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners illegally transported 11 bags of PDS rice, weighing 330 Kilograms, using an omni van and a bike. Hence, a case has been registered.

3. The learned counsel appearing for the petitioners submits that the petitioners are in no way connected with the alleged occurrence, 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 there are totally two accused persons in this case, and that the entire properties have been recovered, and that the value of the seized PDS rice is Rs.11,550/-. He further submits that there are no previous cases registered against them. However, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and taking note of the fact that the entire properties have been recovered, and that as the date of occurrence is 08.05.2025, by this time most of the



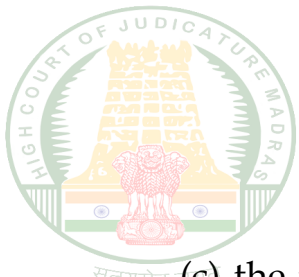
CRL OP(MD). No.10262 of 2025

investigation might have been completed, this court is inclined to grant anticipatory
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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 Judicial Magistrate No.II, Tirunelveli, 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 Judicial Magistrate No.II, Tirunelveli, 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.6,000/- (Rupees Six Thousand only) each to the credit of the District Siddha Medical Officer, CCRI, Periyakulam in State Bank of India, Periyakulam Branch bearing Account No.10767823177, IFSC No.SBIN000898, MICR Code No.625002601 as Non-refundable deposit and on such deposit being made, the learned Judicial Magistrate No.II, Tirunelveli shall accept the sureties furnished by the petitioners.



CRL OP(MD). No.10262 of 2025

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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/-
20/06/2025

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/07/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MKN
TO
1 THE JUDICIAL MAGISTRATE NO.II,
TIRUNELVELI.



CRL OP(MD). No.10262 of 2025

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE,
TIRUNELVELI POLICE STATION,
CSCID MADURAI.

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

COPY TO:
THE SIDDHA MEDICAL OFFICER,
CCRI,
PERIYAKULAM.

ORDER
IN
CRL OP(MD) No.10262 of 2025
Date :20/06/2025

SA/SAR. /07.07.2025/5P/6C

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