



CRL OP(MD). No.10326 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
WEB COPY

(Criminal Jurisdiction)

Date : 20/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.10326 of 2025

1.Vijayakumar,
S/o.Purushothaman

2.Manikandan,
S/o.Purushothaman

... Petitioners/ A1 and A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Maruvur Police Station,
Thanjavur District.
(Crime No.73 of 2025)

... Respondent/ Complainant

For Petitioners : Mr.Dhilipan Pandian R.L.,
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.73 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-



CRL OP(MD). No.10326 of 2025

सत्यमेव जयते
WEB COPY

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.73 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the accused illegally transported 1 ½ units of river sand by using a vehicle. Hence, a case has been registered.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons, and are in no way connected with the alleged occurrence as stated by the prosecution. They have been falsely implicated in this case. He further submits that the petitioners are ready to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl. side) submits that the accused illegally transported 1 ½ units of river sand, and that the entire properties have been recovered. He further submits that there are no previous cases registered against the petitioners. 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 considering the quantity of minerals involved, and also taking note of the fact that the entire properties have been recovered, and that there are no previous cases against the petitioners, this court is inclined to grant



CRL OP(MD). No.10326 of 2025

anticipatory bail to the petitioners, subject to certain conditions.

WEB COPY

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, Thanjavur District, on condition that the petitioners shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five 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, Thanjavur District, 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 furnished by the petitioners;

(c) the petitioners shall furnish their residential address and mobile number to



CRL OP(MD). No.10326 of 2025

the learned Judicial Magistrate, Thiruvaiyaru, Thanjavur District. In the event of any
WEB COPY
change in their residential address, the petitioners shall report the same to the
learned Judicial Magistrate, Thiruvaiyaru, Thanjavur District;

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

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

(f) the petitioners 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 petitioners in accordance
with law as if the conditions have been imposed and the petitioners released on bail
by the learned Magistrate/Trial Court themselves 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/petitioners thereafter abscond, a fresh FIR can be registered
under Section 269 of BNS, 2023.

sd/-
20/06/2025

/ TRUE COPY /

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



CRL OP(MD). No.10326 of 2025

mkn जयते
TO
WEB COPY

- 1 THE JUDICIAL MAGISTRATE, THIRUVAIYARU, THANJAVUR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THANJAVUR DISTRICT AT KUMBAKONAM.
- 3 THE INSPECTOR OF POLICE, MARUVUR POLICE STATION, THANJAVUR DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

copy to
THE OFFICER INCHARGE, DISTRICT MINERAL FOUNDATION TRUST,
THANJAVUR DISTRICT.

ORDER
IN
CRL OP(MD) No.10326 of 2025
Date :20/06/2025

NBF/04.07.2025 5P/6C

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