



CRL OP(MD).No.10509 of 2025

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

Date : 25.06.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.10509 of 2025

Thandidevan

... Petitioner / Sole Accused

Vs.

The State of Tamil Nadu,
The Inspector of Police,
Aviyur Police Station,
Virduhunagar District.
(Crime No.67 of 2025)

... Respondent / Complainant

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya
Nagarik Suraksha Sanhita, 2023 (BNSS) for Anticipatory Bail in Crime No.67 of 2025
on the file of the respondent police.

For Petitioner : Mr.K.Seenuramachandran,

Advocate

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



CRL OP(MD).No.10509 of 2025

ORDER: The Court made the following order :-

The petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Section 303(2) of the Bharatiya Nyaya Sanhita, 2023, and Section 21(4) of the Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.67 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 16.06.2025, while the defacto complainant along other officials was conducting a routine vehicle check at Kambikudi Village, Meenakshipuram Junction in Kairypatti to Madurai National Highways, the petitioner had illegally transported 25 tons of jelly in Tipper Lorry Bearing Registration NO.TN 69 BE 4939. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent and he has not committed any offence as alleged by the prosecution. He would further submit that a false case has been foisted against the petitioner. He would further submitted that the petitioner has produced the copy of the invoice. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) would submit that the accused person was found in possession of 25 tons of jelly in a tipper lorry, without any valid permit for transportation. He would further submit that the alleged



CRL OP(MD).No.10509 of 2025

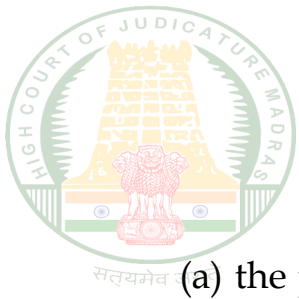
WEB COPY

properties have been seized by the respondent police. He would also submit that there is no previous case against the petitioner. He would also submit that the investigation is almost completed, and therefore, he opposed for grant of anticipatory bail to the petitioner.

5. This Court has heard the learned counsel on both sides and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case and also fact that the investigation is almost completed and the alleged properties have been recovered, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of his arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned District Munsif Court Cum Judicial Magistrate, Kariyapatti 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned District Munsif Court Cum Judicial Magistrate, Kariyapatti and on further conditions that:



CRL OP(MD).No.10509 of 2025

WEB COPY

(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 furnish his residential address and mobile number to the learned District Munsif Court Cum Judicial Magistrate, Kariyapatti. In the event of any change in his residential address, the petitioner shall report the same to the learned District Munsif Court Cum Judicial Magistrate, Kariyapatti.

[c] the petitioner shall make a non-refundable deposit of Rs.15,000/- (Rupees Fifteen Thousand only) to the credit of Chairman / District Collector, District Mineral Foundation Trust of the concerned District and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner.

(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



CRL OP(MD).No.10509 of 2025

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]*.

WEB COPY

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

7. In the result, this Criminal Original Petition is allowed subject to the conditions stated *supra*.

sd/-
25/06/2025

/ TRUE COPY /

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

SN

TO

1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
KARIYAPATTI.

2 THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT.

3 THE CHAIRMAN / DISTRICT COLLECTOR,
DISTRICT MINERAL FOUNDATION TRUST,
VIRUDHUNAGAR DISTRICT.

4 THE INSPECTOR OF POLICE,
AVIYUR POLICE STATION,
VIRUDHUNAGAR DISTRICT.

5/6



CRL OP(MD).No.10509 of 2025

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

+1. CC to SEENURAMACHANDRAN K Advocate SR.No.6758 (I) DT.25/06/2025

ORDER
IN
CRL OP(MD) No.10509 of 2025
Date :25/06/2025

NM/08.07.2025/ 6P/7C

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