



CRL OP(MD). No.12206 of 2025

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

Date : 23/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.12206 of 2025

Saravanan,
S/o.Hariramachandiran

: Petitioner/ A1

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Sayarpuram Police Station,
Thoothukudi District.
(Crime No.17 of 2018)

: Respondent/ Complainant

For Petitioner : Mr.A.Joseph Jerry,
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.17 of 2018 on the file of the Respondent Police.



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ORDER: The Court made the following order :-

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The petitioner/ A1, who apprehends arrest at the hands of the respondent police for the offence punishable under section 379 IPC in Crime No.17 of 2018 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner/A1 along with other accused were taken sand in a Tractor, on seeking the police party, some of the accused were ran away from the scene of occurrence and some of the accused were arrested and are remanded to judicial custody. Hence, the complaint.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, and is no way connected with the alleged occurrence as stated by the prosecution. He has been falsely implicated in this case. He further submitted that the first anticipatory bail petition in Crl.OP(MD)No.5335 of 2018 was dismissed and the second petition in Crl.OP(MD)No.6571 of 2018, anticipatory bail was granted to the petitioner, but the petitioner is not able to produce the sureties within time stipulated by this Court. Hence, he seeks anticipatory bail.

4.The learned Government Advocate (Crl. side) submitted that the petitioner along with other accused had illegally transported one unit of sand (Odai sand). He



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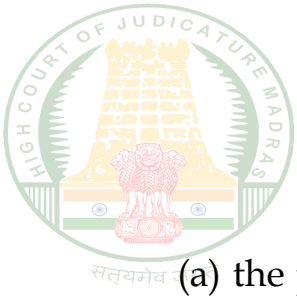
further submitted that the petitioner is having one previous case similar in nature.

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Investigation is completed and charge sheet is yet to be filed. 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 considering the quantity of minerals involved, and also taking note of the fact that the properties have been recovered and the investigation has been completed and charge sheet is yet to be filed, this court is inclined to grant anticipatory bail to the 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 of receipt of copy of this order, before the learned Judicial Magistrate, Srivaigundam, Thoothukudi, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten 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, Srivaigundam, Thoothukudi, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



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(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.5,000/- (Rupees Five Thousand only) to the credit of the District Mineral Foundation Trust, Thoothukudi District as Non-refundable deposit and on such deposit being made, the learned Judicial Magistrate, Srivaigundam, Thoothukudi, shall accept the sureties furnished by the petitioner;

(c) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Srivaigundam, Thoothukudi. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Srivaigundam, Thoothukudi;

(d) the petitioner shall report before the respondent police daily twice i.e., 10.30 a.m., and 05.30 pm., 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



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law as if the conditions have been imposed and the petitioner released on bail by the
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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/-
23/07/2025

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

das

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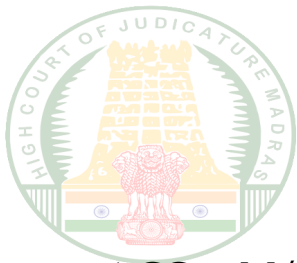
1 The Judicial Magistrate, Srivaigundam,
Thoothukudi.

2 Do Through the Chief Judicial Magistrate,
Thoothukudi District.

3 The Inspector of Police,
Sayarpuram Police Station,
Thoothukudi District.

4 The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Copy To
The Officer Incharge,
The District Mineral Foundation Trust,
Thoothukudi District.



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+1 CC to M/s.A.JOSEPH JERRY, Advocate (SR-8003[I] dated 24/07/2025)

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ORDER
IN

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Date :23/07/2025

HPS/21.08.2025 6P/7C

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