

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.11352 of 2025

Chandhiramohan,
S/o.Chandhiran

... Petitioner/ Accused

Vs

The State of Tamil Nadu,
Rep. by, the Sub Inspector of Police,
Parthibanoor Police Station,
Ramanathapuram District.
(Crime No.89 of 2025)

... Respondent/ Complainant

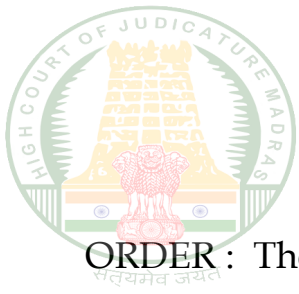
For Petitioner : Mr.Suriya.R,
Advocate

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.89 of 2025 on the file of the Respondent Police.



ORDER : The Court made the following order :-

WEB COPY

The petitioner/ Accused, who apprehends 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.89 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused illegally transported 1/2 unit of river sand using a Tractor bearing Registration No.TN-55-Q-5981. Hence, a case has been registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, and is in no way connected with the alleged occurrence as stated by the prosecution. He, however, submitted that the petitioner is willing 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 petitioner is the sole accused in this case, and is the driver-cum-owner of the said vehicle. The entire properties have been recovered. He further submitted that there is one previous case registered against the petitioner. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and the



note of the fact that the entire properties have already been recovered, 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 on which the order copy made ready, before the learned Judicial Magistrate, Paramakudi, 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, Paramakudi, 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.7,500/- (Rupees Seven Thousand and Five Hundred only) to the credit of the District Mineral Foundation Trust, Ramanathapuram District as Non-refundable deposit and on such deposit being made, the learned Judicial Magistrate, Paramakudi shall accept the sureties furnished by the petitioner;

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



Magistrate, Paramakudi;

WEB COPY

(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 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;

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

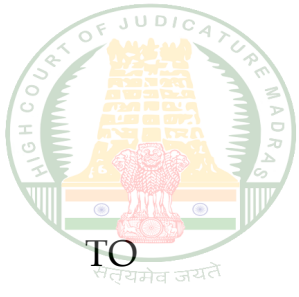
Sd/-

07.07.2025

// True Copy //

/ /2025

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



TO

WEB COPY

1.The Judicial Magistrate,
Paramakudi.

2. Do through the Chief Judicial Magistrate,
Ramanathapuram.

3.The Inspector of Police,
Parthibanoor Police Station,
Ramanathapuram District.

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

5.The District Mineral Foundation Trust, Ramanathapuram District.

+1cc M/s. R.Suriya Advocate S.R.No.7217 Dated. 07/07/2025

ORDER

IN

CRL OP(MD) No.11352 of 2025

Date : 07/07/2025

CT (23/07/2025) 5P/7C

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