



CRL OP(MD). No.11350 of 2025

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

Date : 07/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Gopal,
S/o.Vembudi

... Petitioner/ A3

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
K.Paramathi Police Station,
Karur District.
(Crime No.63 of 2025)

... Respondent/ Complainant

For Petitioner : Mr.M.Boopathipandiyan, 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.63 of 2025 on the file of the Respondent Police.



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ORDER: The Court made the following order :-

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The petitioner/ A3, 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.63 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner, along with other accused, illegally transported 4 units of river sand using a bullock cart and stored it on private land. 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. The petitioner is merely the coolie worker. 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 there are totally five accused persons in this case and the petitioner has been arrayed as A3. All other accused persons are still absconding. The entire properties have been recovered. He further submitted that there are no previous cases registered against the petitioner. However, he opposed to grant anticipatory bail to the petitioner.



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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 there are no previous cases registered against the petitioner, and 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, Aravakurichi, Karur District, 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 the police officer who intends to arrest or to the satisfaction of the learned Judicial Magistrate, Aravakurichi, Karur District, 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.20,000/- (Rupees Twenty Thousand only)* to the credit of *the District Mineral Foundation Trust, Karur*



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District as Non-refundable deposit and on such deposit being made, the learned
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Judicial Magistrate, Aravakurichi, Karur District shall accept the sureties furnished
by the petitioner;

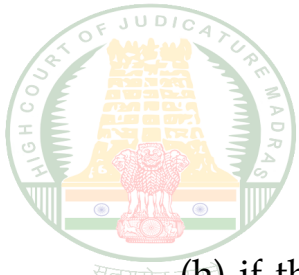
(c) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Aravakurichi, Karur District. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Aravakurichi, Karur District;

(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;



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

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Sd/-
07/07/25

// True Copy //

/2025
Sub Assistant Registrar (CS)
Madurai Bench of Madras High Court,
Madurai.

mkn

TO

1.The Judicial Magistrate,
Aravakurichi, Karur District.

2.Do through
The Chief Judicial Magistrate,
Karur District.

3.The Inspector of Police,
K.Paramathi Police Station,
Karur District.

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

Copy to

The Officer Incharge,
The District Mineral Foundation Trust,
Karur District.

<https://www.mhc.tn.gov.in/judis>



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+1 CC to M/s.M.BOOPATHI PANDIYAN, Advocate (SR-7259[I] dated 08/07/2025)

ORDER IN
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Date : 07/07/2025

AVK/23.07.2025 6P/7C

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