



CRL OP(MD).No.12265 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 23/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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Doss,

S/o.Durairaj,

.. Petitioner/ Accused

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Thanjavur Taluk Police Station,
Thanjavur District.
(Crime No.469 of 2025)

.. Respondent/ Complainant

For Petitioner : Mr.C.Senthil Murugan
Advocate

For Respondent : Mr.S.Prakash
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.469 of 2025 on the file of the Respondent Police.

<https://www.mhc.tn.gov.in/judis> ORDER : The Court made the following order :-



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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS, 2023 r/w.3(2) of TNPPDL Act in Crime No.469 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 11.07.2025 at about 05.00a.m. the respondent police was in routine surveillance with regard to the illegal transportation of sand, at that time, they have intercepted one vehicle bearing registration No. TN 57 W 2955, on seeing the police officials, two persons leaving the said vehicle and ran away from the spot. The respondent police then only found that those two persons were illegally transported three unit of river sand. Hence, the case.

3. The learned counsel for the petitioner would submit that the respondent police lodged a false complaint against the petitioner. The petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. The petitioner is ready and willing to abide any conditions which may be imposed by this Hon'ble Court. Hence, he seeks anticipatory bail to the petitioner.



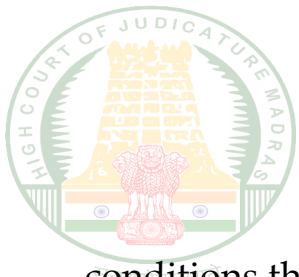
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4. The learned Government Advocate (Criminal Side) would submit that this petitioner and other accused persons were illegally transported three unit of river sand without having any valid license or permit. The entire properties were recovered by the respondent police. There is no previous case against this petitioner. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, the entire properties were recovered, FIR was registered on 09.07.2025, by this time most of the investigation might have been completed, there is no previous case against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, the petitioner is ordered to be released on anticipatory 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 Judicial Magistrate No.II, Thanjavur 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.II, Thanjavur and on further



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conditions 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 make a non-refundable deposit of Rs.15,000/- (Rupees Fifteen Thousand only) to the credit of the Chairman/District Collector, District Mineral Foundation Trust of the concerned District, without prejudice to his defence before the trial Court and produce the acknowledgment at the time of executing bond;

(c) the petitioner shall furnish his residential address and contact number to the learned Judicial Magistrate No.II, Thanjavur. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.II, Thanjavur;

(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



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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 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.

gvn

TO

1.The Judicial Magistrate No.II,
Thanjavur.

2. Do Through The Chief Judicial Magistrate,
Thanjavur District @ Kumbakonam.

3.The Inspector of Police,
Thanjavur Taluk Police Station,
Thanjavur District.

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

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Copy To
The Chairman / District Collector,
The District Mineral Foundation Trust,
Thanjavur District.

+1 CC to M/s.C.SENTHIL MURUGAN, Advocate (SR-7992[I] dated 24/07/2025)
ORDER
IN
CRL OP(MD) No.12265 of 2025
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