



CRL OP(MD). No.12707 of 2025

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

Date :31/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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S.Yovan

: Petitioner/ Accused
Rank not known

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Moondradaippu Police Station,
Tirunelveli District.
(Crime No.291 of 2025)

... Respondent/Complainant

For Petitioner : Mr.A.Immanuel,
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.291 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ Accused, who apprehends arrest at the hands of the respondent



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police for the offences punishable under section 303(2) of BNS in Crime No.291 of 2025 on the file of the respondent police, seeks anticipatory bail.

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2. The case of the prosecution is that on 22.07.2025, at about 10.30 hours, when the defacto complainant/VAO inspected Government stream in S.No.793/3 in Alvaneri Village, wherein three units of saral sand were found stolen and kept near the fence of the petitioner's land in S.No.796/1A in Alvaneri Village. Hence, a case has been registered.

3.The learned counsel appearing for the petitioner submits 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 submits that the petitioner is not having any previous case. He seeks anticipatory bail.

4.The learned Government Advocate (Crl. side) submits that there are totally four accused in this case. The petitioner herein arrayed as A4. The petitioner along with other accused were stolen three units of saral sand and kept it near to fence of the petitioner's land in S.No.796/1A in Alvaneri Village. He further submits that the properties were recovered and the investigation is in progress and the petitioner is not having any previous case. However, he opposed to grant anticipatory bail to the petitioner.

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



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nature of the offence, and considering the fact that the properties have been recovered and also the fact that the petitioner is not having any bad antecedents and the occurrence had taken place on 22.07.2025, by this time, most of the investigation might have been completed, 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, Nanguneri, Tirunelveli District, 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, Nanguneri, Tirunelveli 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 furnish his residential address and mobile number to the learned Judicial Magistrate, Nanguneri, Tirunelveli District. In the event of any



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change in his residential address, the petitioner shall report the same to the learned
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Judicial Magistrate, Nanguneri, Tirunelveli District;

(c) the petitioner shall report before the respondent police daily at 10.30 a.m.,
until further orders;

(d) the petitioner shall not tamper with evidence or witness either during
investigation or trial;

(e) the petitioner shall not abscond either during investigation or trial;

(f) 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;

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

sd/-
31/07/2025

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/08/2025
Sub-Assistant Registrar (C.S.-I/ II /III/ IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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TO
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- 1.The Judicial Magistrate,
Nanguneri, Tirunelveli District.
2. Do through the Chief Judicial Magistrate,
Tirunelveli.
- 3.The Inspector of Police,
Moondradaippu Police Station,
Tirunelveli District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.A.IMMANUEL, Advocate (SR-8267[I] dated 01/08/2025)

ORDER
IN
CRL OP(MD) No.12707 of 2025
Date :31/07/2025

PS/SAR.20.08.2025 5P/6C

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