



CRL OP(MD). No.13074 of 2025

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

Date : 07.08.2025

PRESENT

The Hon`ble Mr.Justice P.VADAMALAI
CRL OP(MD). No.13074 of 2025

B.Sethuraman

... Petitioner/ Accused

Vs

The State of Tamilnadu
represented through
The Inspector of Police,
Thiruvadanai Police Station,
Ramanathapuram District.
(Crime No.102 of 2025)

... Respondent/Complainant

For Petitioner : Mr.S.Athamali,
Advocate.

For Respondent : Mr.M.Karunanithi,
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Section 482 B.N.S.S.

PRAYER :-

For Anticipatory Bail in Crime No.102 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 police for the offences punishable under Section 303(2) BNS, 2023 and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957 in



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Crime No.102 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 02.06.2025, the petitioner along with other person had illegally transported 1 unit of river sand by using tractor. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He would further submit that the petitioner is no way connected with the case, a false case has been lodged as against the petitioner and that the petitioner's name does not find place in the FIR and only on the basis of the confession of the co-accused, the petitioner was implicated. 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.

4. The learned Government Advocate (Criminal Side) appearing for the respondent would submit that there are totally 2 accused, the petitioner arrayed as A2 and that the petitioner and the first accused had illegally transported 1 unit of river sand by using tractor. He would further submit that the properties were recovered by the respondent police, that the first accused was granted anticipatory bail by this Court in CrI.O.P.(MD)No.9487 of 2025 dated 09.06.2025 and that the petitioner is not having any previous cases. However, he opposed to grant



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anticipatory bail to the petitioner.

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5. Considering the facts and circumstances of the case, and also considering the facts that the properties have already been recovered and that the first accused was granted anticipatory bail by this Court on condition to deposit Rs.15,000/- and taking note of the fact that the petitioner is not having any bad antecedents, 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, Thiruvadanai, Ramanathapuram 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 Judicial Magistrate, Thiruvadanai, Ramanathapuram and on further conditions 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.5,000/- (Rupees Five Thousand



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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, Thiruvadanai, Ramanathapuram, shall accept the sureties furnished by the petitioner;

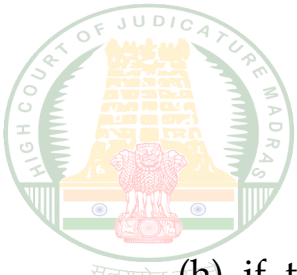
(c) the petitioner shall furnish his residential address and contact number to the learned Judicial Magistrate, Thiruvadanai, Ramanathapuram. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Thiruvadanai, Ramanathapuram;

(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 thereafter abscond, a fresh FIR can be registered under
Section 269 of BNS, 2023.

sd/-
07/08/2025

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/09/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

CSM

TO

1. The Judicial Magistrate, Thiruvadanai, Ramanathapuram.
2. The Inspector of Police,
Thiruvadanai Police Station,
Ramanathapuram District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Copy to

The Officer Incharge,
District Mineral Foundation Trust,
Ramanathapuram.

ORDER IN
CRL OP(MD) No.13074 of 2025
Date :07/08/2025

SBN/01.09.2025 5P/5C

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