

CRL OP(MD). No.13406 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12/08/2025

PRESENT

The HONOURABLE MR. JUSTICE **P. VADAMALAI**

CRL OP(MD). No.13406 of 2025

Gowtham

... Petitioner/ Accused

Vs

The State of Tamil Nadu Rep.,
By, the Inspector of Police,
Thennilai Police Station,
Karur.
(Crime No.62 of 2025).

... Respondent/ Complainant

For Petitioner : M/s. J.Madhu,

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



CRL OP(MD). No.13406 of 2025

ORDER : The Court made the following order :-

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS and 21(1) of Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.62 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 31.07.2025, the petitioner has illegally transported 1.5 units of ordinary stones by using lorry, without any permission. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he is no way connected with the alleged occurrence as stated by the prosecution. He further submitted that A2 was granted anticipatory bail by this Court in CrI.O.P(MD)NO.13092 of 2025, dated 07.08.2025 that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. side) submitted that the property has been recovered. He further submitted that the investigation is almost completed. However, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that A2 was granted anticipatory bail by this Court in CrI.O.P(MD)NO.13092



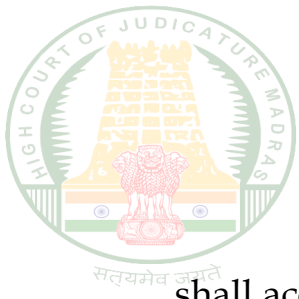
CRL OP(MD). No.13406 of 2025

of 2025, dated 07.08.2025 and the investigation is almost completed and the property has 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 District Munsif cum Judicial Magistrate, Aravakurichi**, 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 District Munsif cum Judicial Magistrate, Aravakurichi, 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.6,000/- (Rupees six Thousand only)*** to the credit of ***the District Mineral Foundation Trust, Karur District*** as Non-refundable deposit and on such deposit being made, the learned District Munsif cum Judicial Magistrate, Aravakurichi,



CRL OP(MD). No.13406 of 2025

shall accept the sureties furnished by the petitioner;

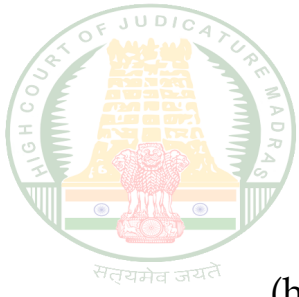
(c) the petitioner shall furnish his residential address and mobile number to the learned District Munsif cum Judicial Magistrate, Aravakurichi. In the event of any change in his residential address, the petitioner shall report the same to the learned District Munsif cum Judicial Magistrate, Aravakurichi;

(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;



CRL OP(MD). No.13406 of 2025

WEB COPY

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

sd/-
12/08/2025

/ TRUE COPY /

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

lr
TO

- 1 The District Munsif Cum Judicial Magistrate, Aravakurichi.
 - 2 The Inspector of Police, Thennilai Police Station, Karur.
 - 3 The Officer Incharge, District Mineral Foundation Trust, Karur District.
 4. The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.
- +1 CC to M/s.J.MADHU, Advocate (SR-8817[I] dated 14/08/2025)

ORDER
IN
CRL OP(MD) No.13406 of 2025
Date :12/08/2025

NBF/03/09/2025/ 5P/6C

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

5/5