



CRL OP(MD). No.14944 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date :17.09.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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K.Naina Mohammed

... Petitioner/ A4

Vs

**The State of Tamilnadu,
Rep by the Inspector of Police,
Murappanadu Police Station
Thoothukudi District
(Crime No.325 of 2025)**

... Respondent/Complainant

For Petitioner : Mr.K.Sathish Kumar

**For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor**

PETITION FOR BAIL Under Sec.483 of BNSS

**PRAYER :- For Bail in Crime No.325 of 2025 on the file of the
respondent police.**



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ORDER : The Court made the following order :-

The petitioner/A4, who was arrested and remanded to judicial custody on 25.08.2025 for the offences punishable under Sections 303(2) of BNS and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957 in Crime No.325 of 2025 on the file of the respondent police. seeks bail.

2. The case of the prosecution is that the petitioner along with other accused said to have illegally transported 10 units of river sand Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court and he is in judicial custody from 25.08.2025. Hence, he seeks bail to the petitioner.



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4. The learned Additional Public Prosecutor submitted that petitioner along with other accused have illegally transported 10 units of river sand and further seven previous cases are pending against the petitioner of which two cases are similar in nature, hence he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also taking in to consideration the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing 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 learned Judicial Magistrate No.I, Thiruvaikundam and on further conditions that :-

[a] 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.



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[b] the petitioner alone shall make a non refundable deposit of Rs.10,000/- (Rupees Ten Thousand only) to the credit of the Headmaster, Panchayat Union Middle School, LKB Nagar, Sakkimangalam, Madurai in South Indian Bank Limited, Sakkimangalam Branch, Account No. 0733053000000794 IFSC No.SIBL0000733, MICR Code: 625059008, without prejudice to his contentions and rights before the trial Court, for purchasing 30 sets of Bench Desk for the Tribal students under "Namakku Naame" Scheme and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner;

[c] The petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate No.I, Thiruvaikundam

[d] If the petitioner changes his residential address, he shall report the same to the learned Judicial Magistrate No.I, Thiruvaikundam

[e] the petitioner shall report before the respondent police once in a week on every Monday at 10.30 a.m., until further orders.

[f] the petitioner shall not abscond either during investigation or trial.

[g] the petitioner shall not tamper with evidence or witness either during investigation or trial.



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[h] 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].

[i] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

17.09.2025

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To

1. The Judicial Magistrate No.I, Thiruvaikundam
2. The Superintendent, Sub Jail, Thiruvaikundam
3. The Inspector of Police,
Murappanadu Police Station
Thoothukudi District
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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S.SRIMATHY,J.

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ORDER
IN
CRL OP(MD) No.14944 of 2025

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