



CRL OP(MD). No.15763 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: **19.09.2025**

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 15763 of 2025

Surya

..Petitioner/Accused No.3

Vs

State Of Tamilnadu,

Rep By The Inspector Of Police,
Amathur Police Station,

Virudhunagar District.

(Crime No.219 of 2025)

Respondent (s)

For Petitioner(s) :

Mr.S.M.Anantha Murugan

For Respondent(s) :

Mr.S.S.Manoj

Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of
BNSS

PRAYER :- For Anticipatory Bail in Crime No.219
of 2025 on the file of the Respondent Police.



CRL OP(MD). No.15763 of 2025

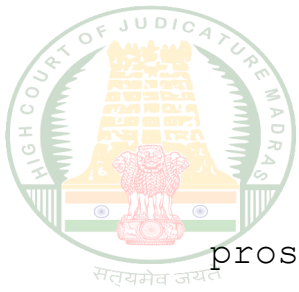
WEB COPY

ORDER : The Court made the following order :-

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 21(1) of Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.219 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and other accused persons had transported gravel sand from Government Poramboke Land illegally by using vehicle, 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



CRL OP(MD). No.15763 of 2025

prosecution. He further submitted 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 entire property has been recovered and the investigation is almost completed. He further submitted that the petitioner is having two previous cases similar in nature. 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 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.



CRL OP(MD). No.15763 of 2025

WEB COPY

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 No.II, Virudhunagar, 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 No.II, Virudhunagar, 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;



CRL OP(MD). No.15763 of 2025

WEB COPY

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

(c) the petitioner 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 State Bank of India, 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 No.II, Virudhunagar, shall accept the sureties furnished by the petitioner;



CRL OP(MD). No.15763 of 2025

WEB COPY

(d) the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;

(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.15763 of 2025

WEB COPY

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

19.09.2025

vsg

To

1.The learned Judicial Magistrate No.II,
Virudhunagar.

2.The Inspector Of Police,
Amathur Police Station,
Virudhunagar District.

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



WEB COPY



CRL OP(MD). No.15763 of 2025

S. SRIMATHY. J. ,

vsg

Cr1.O.P. (MD) .No.15763 of 2025

Date : 19.09.2025