

CRL OP(MD). No.17390 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 13/10/2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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M.Esakkivel

... Petitioner/Accused

Vs

The State of Tamilnadu Rep.By,
The Inspector of Police,
A.Mukkulam Police Station,
Viruthunagar District
in Crime No.68 of 2021.

... Respondent/Complainant

For Petitioner : M/s.R.Murugan,
Advocate.

For Respondent : Ms.M.Aasha,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.68 of 2021 on the file of the
respondent police

ORDER : The Court made the following order :-

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



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police for the offences punishable under Section 379 IPC and r/w.

Section 21 of Mines and Mineral Development and Regulation Act, 1957 in Crime No. 68 of 2021 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 15.09.2021, when the respondent Police was on patrolling duty, the petitioner herein is said to have illegally transported 6 units of gravel sand by using a Lorry and the same has been recovered. Hence, the complaint.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent police.

4. Considering the facts and circumstances of the case and also the fact that there is no previous case pending against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



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5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, 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 learned Principal District and Sessions Judge, Srivilliputur, Virudhunagar District within a period of fifteen days from the date of receipt of a copy of this order 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 Aadhaar card or bank pass book to ensure their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 am for a period of one week and thereafter, as and when required for interrogation;

[c] the petitioner shall not tamper with the evidence



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or witness either during investigation or trial.

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

[e]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 is 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].

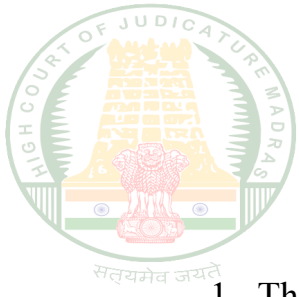
[f]If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

(S S Y J)
13.10.2025

TRP

TO

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1. The Principal District and Sessions Judge, Srivilliputur, Virudhunagar District
2. Do-Through The Chief Judicial Magistrate, Viruthunagar District.
3. The Inspector of Police, A.Mukkulam Police Station, Viruthunagar 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.17390 of 2025

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