



CRL OP(MD). No.17703 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 16.10.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.17703 of 2025

1. Riswana Begam

2. Mohammed Nabeen

... Petitioners/Accused

Vs

The Senior Intelligence Officer,
Directorate of Revenue Intelligence,
Sub Regional Unit,
No.13/14, Saraswathi Nathi Street,
Mahatma Gandhi Nagar,
Madurai.

... Respondent/Complainant

For Petitioners : Mr.S.Vimal Raj
Advocate.

For Respondent : Mr.C.Arul Vaidel @ Sekar
Special Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

Prayer -For Bail in F.No.DRI/CZU/MDU/VIII/48/ENQ-01/INT-01/2025
on the file of the respondent.

1/6



CRL OP(MD). No.17703 of 2025

WEB COPY

ORDER : The Court made the following order :-

The petitioners, who were arrested and remanded to judicial custody on 23.09.2025 for the offences punishable under Sections 135 Customs Act 1962 under Sections 135(1)(a), 135(1)(b) and 135(1)(i)(A) in F.No.DRI/CZU/MDU/VIII/48/ENQ-01/INT-01-2025 on the file of the respondent. seek bail.

2. The case of the prosecution is that the petitioners along with other accused persons had smuggled 2299.920 grams of gold illegally from foreign countries. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent persons and they have not committed any offences as alleged by the prosecution. He further submitted that the petitioners are ready and willing to abide by any conditions which may be imposed by this Court and they are in judicial custody from 23.09.2025. Hence, he seeks bail to the petitioners.



CRL OP(MD). No.17703 of 2025

4. The learned Special Public Prosecutor submitted that the petitioners along with other accused persons had smuggled of 2299.920 grams of gold worth about of Rs.2,58,18,901/- from Singapore to Madurai via Colombo. He further submitted that if the petitioners are granted bail, they may abscond. Hence, he strongly opposed for grant of bail to the petitioners.

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

6. Accordingly, the petitioners are ordered to be released on bail on executing a separate 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 Additional Chief Judicial Magistrate, Madurai, 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



CRL OP(MD). No.17703 of 2025

to ensure their identity.

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(b) The petitioners are directed to surrender their passport to the respondent. Further, the petitioners shall not move out of india without prior permission from the respondent and they shall report before the respondent daily at 10.30 a.m., for a period of four weeks and thereafter, as and when required for interrogation.

[c] the petitioners shall not abscond either during investigation or trial.

[d] the petitioners shall not tamper with evidence or witness 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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].



CRL OP(MD). No.17703 of 2025

[f] If the accused thereafter absconds, a fresh FIR can

WEB COPY be registered under Section 269 BNS.

(S S Y J)
16.10.2025

msrm

To

1. The learned Additional Chief Judicial Magistrate,
Madurai.
2. The Superintendent, Central Prison,
Madurai.
3. The Senior Intelligence Officer,
Directorate of Revenue Intelligence,
Sub Regional Unit,
No.13/14, Saraswathi Nathi Street,
Mahatma Gandhi Nagar,
Madurai.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD). No.17703 of 2025

S.SRIMATHY,J.

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ORDER
IN
CRL OP(MD) No.17703 of 2025

Date : 16.10.2025
(2/2)