



CRL OP(MD). No.19695 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/11/2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.19695 of 2025

Thankappan

... Petitioner/Accused

Vs

The State of Tamil Nadu Rep By,
The Inspector of Police,
Vadaseri Police Station,
Kanyakumari District.
(Crime No.425/2025).

... Respondent/Complainant

For Petitioner : Mr. Sonu P,
Advocate.

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

PRAYER :-

For Anticipatory Bail in Crime No.425/2025 on the file of the
respondent police

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the



CRL OP(MD). No.19695 of 2025

respondent police for the offence punishable under Sections 303(2) of BNS, 2023 in Crime No.425 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner is said to have illegally transported 8 units of M Sand. Hence, the complaint.

3. The learned Government Advocate (Crl. side) submits that there is no previous case pending against the petitioner. However, he opposed for granting anticipatory bail to the petitioner.

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

5. Considering the nature of allegations against the petitioner and also the fact that the property has been recovered and 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.



CRL OP(MD). No.19695 of 2025

WEB COPY

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 Judicial Magistrate No.II, Nagercoil, 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 10.00 a.m., for a period of two weeks and thereafter, as and when required for interrogation;



WEB COPY



CRL OP(MD). No.19695 of 2025

[c]the petitioner shall not tamper with the evidence 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)
10.11.2025

TRP



CRL OP(MD). No.19695 of 2025

TO

WEB COPY

1. Judicial Magistrate No.II, Nagercoil,
2. The Inspector of Police,
Vadaseri Police Station,
Kanyakumari District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.19695 of 2025

S.SRIMATHY,J

TRP

ORDER
IN
CRL OP(MD) No.19695 of 2025

Date : 10/11/2025