



CRL OP(MD). No.19762 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/11/2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Murugan

.. Petitioner/Accused

Vs

State of Tamilnadu Rep By,
The Inspector of Police,
Sethubavachathiram Police Station,
Thanjavur District.
(Cr.No.345 of 2025).

... Respondent/Complainant

For Petitioner : M/s.N.Balasubramanian,
Advocate.

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

PRAYER :-

For Anticipatory Bail in Crime No.345 of 2025 on the file of the
respondent police

ORDER : The Court made the following order :-

1/6



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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS, 2023 and Section 21(1) of Mines and Minerals (Development & Regulation) Act 1957, in Crime No.345 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 $\frac{1}{4}$ unit of river sand by using a Bullock Cart. Hence, the complaint.

3. The learned Government Advocate (Crl. side) submitted that there are two previous cases pending against the petitioner in similar nature of offence. Hence, he opposed to grant anticipatory bail to the petitioner.

4. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. side) appearing for the respondent Police.



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5. Taking into consideration of the facts and circumstances of the case and also the fact that the property has been recovered, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions.

6. 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, Peravoorani, 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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall make a non refundable



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deposit of Rs.3,000/- (Rupees Three Thousand only) to the credit of the Headmaster, Government Model Girls Higher Secondary School, Y. Othakadai, Madurai, in SBI Account No.10968750674, IFSC.No.SBI0002246, State Bank of India, Y. Othakadai, Madurai, without prejudice to his contentions and rights before the trial Court and on such deposit being made, the Magistrate concerned, shall accept the sureties furnished by the petitioner;

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

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioner shall not abscond either during investigation or trial;

(f) 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*



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Kerala [(2005) AIR SCW 5560] and;

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

(S S Y J)
10.11.2025

TRP

TO

1. The Judicial Magistrate, Peravoorani
2. The Inspector of Police,
Sethubavachathiram Police Station, Thanjavur District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY,J

TRP

ORDER
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