



*Crl.O.P.(MD)No.20738 of 2025*

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 20.11.2025

PRESENT

The HONOURABLE MRS.JUSTICE S.SRIMATHY

CRL OP(MD)No.20738 of 2025

Pushbaraja

... Petitioner

Vs.

State of Tamil Nadu represented by,  
The Inspector of Police,  
Rajathani Police Station,  
Theni District.  
(Crime No.339 of 2025)

... Respondent

For Petitioners : Mr.J.Senthil Kumaraiah

For Respondent : M/s.M.Aasha  
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.339 of 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 respondent police



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for the offences punishable under Section 303(2) of BNS read with Section 21(4) of Mines and Minerals (Development and Regulations) Act, 1957, in Crime No.339 of 2025, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that on 12.11.2025 at about 4.00 pm the accused drove the tractor bearing registration number TN 76 Y 9670 and it was found that the accused was carrying 1 unit of river sand without any valid permit. On seeing the respondent, the accused ran away leaving the tractor. Thereafter, the defacto complainant handed over vehicle with sand to the respondent police and complaint was given before the respondent police. Hence, the apprehension of arrest. Hence, a case has been registered as against the petitioner.

3.The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. side) appearing for the



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respondent submitted that the investigation is pending and there is previous case against the petitioner.

5.Considering the facts and circumstances of the case, 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 Judicial Magistrate Court, Andipatti, within a period of fifteen days from the date on which the order copy made ready 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 a.m., for a period of one week and thereafter, as and when required.

[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.



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[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.

**20.11.2025**

TMG

TO

1. Judicial Magistrate Court,  
Andipatti.

2.The Inspector of Police,  
Rajathani Police Station,  
Theni District.

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



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**S.SRIMATHY,J**

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ORDER  
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