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CRL OP(MD). No.22296 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 04.12.2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD) . No.22296 of 2025

Ashokkumar .. Petitioner/Sole Accused

Vs

State of Tamilnadu Rep., by,
The Inspector of Police,
Thottiyam Police Station,
Trichy District.
Crime No.495 of 2025. .. Respondent/Complainant

For Petitioner : Mr.P.Suruliraja
For Respondent : Mr.S.S.Manoj,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- C-33AB For Anticipatory Bail in Crime No.
495 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 for the offences
punishable under Sections 303(2) of BNS Act(379 IPC)
and Section 21(1) of Mines and Minerals (Development



CRL OP(MD). No.22296 of 2025

& Regulation) Act, 1957, in Crime No.495 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner illegally transported 1 unit of river sand. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that the petitioner has three previous cases and hence, he opposed for grant of anticipatory bail to the petitioner.



CRL OP(MD). No.22296 of 2025

5. Considering the facts and circumstances of the case, and considering the nature of offence, this Court is inclined to grant anticipatory bail to the petitioner, subject to 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 District Munsif cum Judicial Magistrate, Thottiyam, Trichy District within a period of fifteen days from the date on which the order copy is 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;



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CRL OP(MD). No.22296 of 2025

[b] the petitioner is directed to deposit a sum of Rs.20,000/- (Rupees Twenty thousand only) to the credit of the Headmaster, Government Higher Secondary School, Odaipatty, Theni District, having account in State Bank of India, Uthamapalayam Branch, South Car Street, Account No.11268003539, Account Type:Regular Savings Bank Account, CIF No:81030919752, MICR Code:625002045; On such deposit being made, the learned Magistrate shall accept the sureties furnished by the petitioner;

[c]the petitioner shall report before the respondent police daily at 10.30 a.m, until further orders;

[d]the petitioner shall not tamper with the 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



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CRL OP(MD). No.22296 of 2025

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];

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

04.12.2025

PJL

TO

1. The District Munsif cum Judicial Magistrate, Thottiyam, Trichy District.
2. The Inspector of Police, Thottiyam Police Station, Trichy District.
3. The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

5/7



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CRL OP(MD). No.22296 of 2025



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CRL OP(MD). No.22296 of 2025

S . SRIMATHY , J

PJL

ORDER
IN
CRL OP (MD) No.22296 of 2025

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