

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-07-2026

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THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 18133 of 2026

Thiyagarajan
S/o.Periyathambi,
No.1/24b, Thinaiyakudi,
Manalmedu Taluk,
Pudukottai District.

..Petitioner(s)

Vs

The State rep by,
The Inspector of Police,
Maruvathur Police Station,
Perambalur District.
Crime No.118 of 2025

..Respondent(s)

PRAYER:

This Criminal Original Petition is filed under Section 482 of BNSS, praying to enlarge the petitioner on Anticipatory bail in the event of his arrest in Crime No.118 of 2025 pending investigation on the file of respondent Police and thus render justice.

For Petitioner(s):

M/s.R.Thirumoorthy

For Respondent(s):

MR.N.PALANIVEL, GOVT.ADVOCATE
(CRL.SIDE)



ORDER

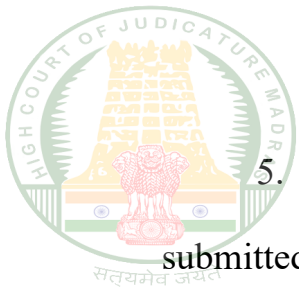
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The petitioner apprehends arrest for the alleged offences under Sections **303(2) of BNS, 21(1) of Mines and Minerals (Development & Regulation) Act 1957, 9(B)(1)(b) of the Indian Explosives Act 1884 and 5 of Explosive Substances Act, 1908** in Crime No.118 of 2025 on the file of the respondent police seeks anticipatory bail.

2. The case of the prosecution is that the petitioner was found in illegal possession excavating stones and explosives in tractor without obtaining permission from the authorities concerned. Hence the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and a false case has been foisted against the petitioner and that he has not committed any offence as alleged by the prosecution.

4. Per contra, the learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and fairly submitted that the petitioner has no criminal antecedents. However, he opposed to grant anticipatory bail to the petitioner.



5. At this juncture, the learned counsel for the petitioner voluntarily submitted that he undertakes to pay a sum of Rs.1,00,000/- as non-refudnable deposit to any of the welfare scheme without prejudice to his defence.

6. I have given my anxious consideration to either side submissions.

7. Considering the totality of the circumstances and the fact that the petitioner has no criminal antecedents, this Court is of the firm view that, custodial interrogation of the petitioner is not required. Hence, this Court is inclined to enlarge the petitioner on anticipatory bail, subject to certain conditions.

8. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate No.II, Perambalur** on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only)**, with **two sureties each**, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:



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(a) The petitioner shall deposit a sum of Rs.1,00,000/- (Rupees One Lakh only) (non refundable) to the credit of “The Dean, Government Medical College Hospital, Ariyalur, without prejudice to the right of the defence and the receipt shall be produced before the trial court at the time of executing a bond.

(b) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(c) The sureties shall affix their photographs and left thumb impression in the application for surety slip (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(d) 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;

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]*;



(f) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

MFA

To

1. The Judicial Magistrate No.II,
Perambalur.
2. The Inspector of Police,
Maruvathur Police Station,
Perambalur District.
3. The Public Prosecutor,
High Court, Chennai.



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C.KUMARAPPAN, J.

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