



CRL OP(MD). No.14050 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 13/07/2026

CORAM

THE HONOURABLE MR. JUSTICE K. RAJASEKAR

CRL OP(MD). No.14050 of 2026

K Kunaseelan @ Gunaseelan

... Petitioner/ Accused No.3

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Puthukadai Police Station,
Kanniyakumari District.
Crime No. 245 of 2026.

... Respondent/Complainant

PRAYER :-

For Anticipatory Bail in Crime No. 245 of 2026 on the file of the
Respondent Police.

For Petitioner : Sivakumar,
Advocate.

For Respondent : Mr.J.Vishnu,
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under



CRL OP(MD). No.14050 of 2026

Section 1303(2) of BNS Act, 2023, in Crime No.245 of 2026, on the file of the respondent police seeks anticipatory bail.

2. The allegation against the petitioner is that the petitioner joining hands with the other accused involved in illegal transportation of 1 unit of M.Sand without any valid transit pass. Hence, the case has been registered.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has not committed any such offence as alleged by the prosecution and he has been falsely implicated in this case. HE further submitted that the petitioner is only the owner of the vehicle, and he is ready to co-operate with the investigation. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Counsel For State of TN (Crl.Side) appearing for the respondent police, reiterated the prosecution case, and on instructions, reported that the petitioner has 1 previous case and the investigation is at preliminary stage. Hence, he opposed to grant anticipatory bail to the



CRL OP(MD). No.14050 of 2026

petitioner.

WEB COPY

5. I have gone through the FIR and also the connected materials.

6. Considering the nature of allegations against the petitioner, and also considering the facts that though the petitioner has 1 previous case, and transported M.sand without transit pass, he is only the owner of the vehicle, I am inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

[a] Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.2, Kuzhithurai, on condition that the petitioner shall execute a bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate concerned and on further conditions that:



CRL OP(MD). No.14050 of 2026

WEB COPY

[b] the petitioner shall report before the respondent police, daily at 10.30 a.m. for a period of two weeks, and thereafter as and when required for the interrogation.

[c] the petitioner shall not commit any offences of similar nature.

[d] the petitioner shall not abscond either during investigation or trial.

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Judicial 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 Kerala [(2005)AIR SCW 5560].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.



CRL OP(MD). No.14050 of 2026

WEB COPY

13.07.2026

dss

To

- 1.The Judicial Magistrate No.2,
Kuzhithurai.
- 2.The Inspector of Police,
Puthukadai Police Station,
Kanniyakumari District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.14050 of 2026

K. RAJASEKAR,J

DSS

ORDER
IN
CRL OP(MD) No.14050 of 2026

Date : 13/07/2026