



CRL OP NO. 2919 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-02-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 2919 of 2025

Loganathan

S/o.Velu, Umaiyampattu Village and Post, Vellore District.

Petitioner(s)

Vs

The State by, The Inspector of Police,
Veppamkuppam Police Station, Vellore District. Crime No. 24
of 2025

Respondent(s)

For Petitioner(s):

Thirumoorthy D
D.Rameshkumar

For Respondent(s):

Mr.S.Balaji,
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) and 326 (a) of the BNS Act, in Crime No.24 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused were found illegally transporting 9 units of river sand. Hence, the case.



3. The learned counsel for the petitioner submitted that the petitioner has been falsely implicated in this case and would abide by any conditions as imposed by this Court.

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Hence, he prayed for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police per contra submitted that the petitioner along with the other accused persons were found illegally transporting 9 units of river sand without proper license and that there is no previous case as against the petitioner. Hence, he opposed for grant of anticipatory bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for the respondent and also perused the materials available on record.

6. Considering the nature of allegations and taking into consideration the quantity seized and that there is no previous case as against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner subject to the following 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 of receipt of a copy of this

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order, before the **learned Judicial Magistrate III, Vellore** on condition that the petitioner



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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 respondent police or the police

officer who intends to arrest or to the satisfaction of the said Magistrate, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

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

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

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

[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 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.

06-02-2025

vca

To
1. The State by, The Inspector of Police,
Veppamkuppam Police Station,
Vellore District.
Crime No. 24 of 2025