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Crl.O.P.No.3192 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 10-02-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 3192 of 2025

Dinesh
S/o.Kanniyappan, No.09,mariyamman kovil
Street valluvapakkam kancheepuram

Petitioner(s)

Vs

The State Rep by its , The Inspector of Police,
G-1, Mathurathagam Police Station,
Chengalpattu District. (Crime No.51 of 2025)

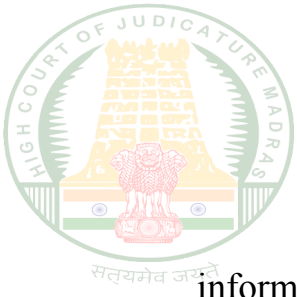
Respondent(s)

For Petitioner(s): Anbu Selvan

For Respondent(s): Public Prosecutor

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS and 21(1) of Mines and Minerals Act in Crime No.51 of 2025, on the file of the respondent police, seeks anticipatory bail.



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2. The case of the prosecution is that, based on a secret information, the respondent police went to the spot, conducted vehicle inspection and found that the petitioner and other accused person had illegally transported 4 units of gravel sand in a vehicle bearing Registration No.TN-66-E-9752 without any valid permit or license; that on seeing the police, the petitioner and other accused fled away from the spot. Hence, this case.

3. Learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case; that the petitioner had never committed any offence as alleged by the prosecution; and that the petitioner is ready to produce solvent sureties and to abide by any conditions that may be imposed by this Court and also undertake to appear and to co-operate for the investigation, and prayed for anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police opposed for the grant of anticipatory bail to the petitioner, stating that the petitioner along with other accused involved in illegal transportation of 4 units of gravel sand in a vehicle without any valid permit



or license; that the petitioner has no previous cases; and that the investigation is pending.

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

6. Taking note of the facts and circumstances of the case, considering the nature of allegation against the petitioner, submissions made by the learned counsels on either side, the fact that the petitioner has no previous cases and since, custodial interrogation is not required, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. 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 at Madhurathagam** on condition that the petitioner shall execute a separate 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 learned Magistrate concerned, failing which, the petition

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for anticipatory bail shall stand dismissed and on further condition 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 Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police on every Monday and Thursday 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



Crl.O.P.No.3192 of 2025

P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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

10.02.2025

stn

To

1. The State Rep by its , The Inspector of Police,
G-1, Mathurathagam Police Station,
Chengalpattu District.
(Crime No.51 Of 2025)

SUNDER MOHAN, J.

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