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CrI.O.P.No.18163 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.07.2025

CORAM:

THE HON'BLE MR.JUSTICE G.K.ILANTHIRAIYAN

CrI.O.P.No.18163 of 2025

1.Vijayakumar
2.Aranganathan Munirathanam @ Rangan ... Petitioners

Versus

State Rep. by
Sub Inspector of Police,
Natrampalli Police Station,
Thirupathur.
(Crime No.177 of 2025) ... Respondent

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in the event of their arrest in connection with Crime No.177 of 2025 on the file of the respondent police.

For Petitioners : Mr.I.Periaswamy

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (CrI. Side)

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable u/s 303(2), 326(a) of BNS,



CrI.O.P.No.18163 of 2025

2023 and Section 21(1) of Mines & Minerals (Development & Regulation) Act, 1957, in Crime No.177 of 2025, seek anticipatory bail.

2. The case of the prosecution is that the petitioners and other accused were illegally manufacturing the artificial sand with the help of JCB without number plate. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent persons and they have been falsely implicated in this case. Further, the petitioners are ready to abide any conditions that may be imposed by this Court. Hence, he prays to grant anticipatory bail to the petitioners.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the case of prosecution and submitted that the custodial interrogation of the petitioners is very much required in this case. Hence, he vehemently opposed to grant anticipatory bail to the petitioners.



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5. Considering the above facts and circumstances of the case and since custodial interrogation of the petitioners is not required, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy is made ready, before the learned **Judicial Magistrate III, Thirupathur**, on condition that each of the petitioners 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 learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners 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 petitioners shall report before the



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CrI.O.P.No.18163 of 2025

respondent Police as and when required for interrogation;

[c] the petitioners shall not abscond either during investigation or trial;

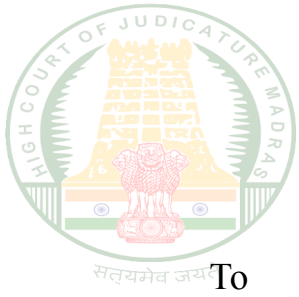
[d] the petitioners shall not tamper with evidence or witness either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 B.N.S.

14.07.2025

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CrI.O.P.No.18163 of 2025

To
WEB COPY

- 1.The Judicial Magistrate III,
Thirupathur.
- 2.The Sub Inspector of Police,
Natrampalli Police Station,
Thirupathur.
- 3.The Public Prosecutor,
High Court, Madras.



WEB COPY



Crl.O.P.No.18163 of 2025

G.K.ILANTHIRAIYAN, J.

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Crl.O.P.No.18163 of 2025

14.07.2025