



WEB COPY

CRL OP No. 21417 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-09-2025

CORAM

THE HONOURABLE MRS.JUSTICE T.V.THAMILSELVI

CRL OP No. 21417 of 2025

1. R.Ramesh

S/o.Rajendiran, D.No.1-100, Sengattur,
Periyasoragai, Mettur, Salem-636502.
and another

2. L.Kumaresan

S/o.Lakshmanan, D.No.2/12,
Thambiyannan Valavu, Periyasoragai,
Salem - 636502. Petitioners

Vs

The State by
Inspector of Police, Nangavalli Police
Station, Salem District.
Crime No.170 of 2025

Respondent(s)

PRAYER: Criminal Original Petition filed under Section 482 of BNSS to enlarge the petitioners on bail in the event of their arrest by the respondent police in Crime No.170 of 2025 pending investigation on the file of Inspector of Police, Nangavalli Police Station, Salem.

For Petitioners : Mr.A.Saravanan

For Respondent : Mr.S.Udayakumar

Government Advocate (Crl. Side)



ORDER

WEB COPY The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS, 2023 and 21(1) of Mines and Minerals (Development and Regulation) Act, in Crime No.170 of 2025 on the file of respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 08.06.2025, the petitioners illegally transported 3 units of red sand without any valid permit by using a tipper lorry. Hence, this case.

3. The learned counsel for the petitioners would submit that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case. However, on instructions he would further submit that without prejudice to their rights and contentions, the petitioners are prepared to deposit/pay some considerable amount as may be directed by this court. Hence, he prays to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. Side) appearing for respondent submitted reiterated the prosecution case and objected for the grant



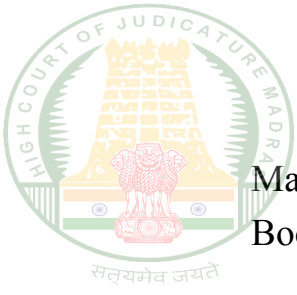
of anticipatory bail to the petitioners. He further submitted that there are 8 previous cases against the petitioners.

WEB COPY

5. Considering the above facts and circumstances of the case and the submissions of the learned counsel on either side, 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 made ready, before the **learned Judicial Magistrate No.I, Mettur**, on condition that **the petitioners shall deposit a sum of Rs.15,000/- each (Rupees Fifteen Thousand each) as non-refundable deposit to the credit of the registered Advocate Clerks Association, Salem** and the petitioners shall also 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 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.

WEB COPY

[b] the petitioners shall report before the respondent police on every Saturday at 10.30 a.m. for the period of twelve weeks and thereafter as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners 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 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 petitioners thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

11-09-2025

ksa-2

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



CRL OP No. 21417 of 2025



To
WEB COPY

1. The Judicial Magistrate No.1
Mettur

2. Inspector of Police,
Nangavalli Police Station,
Salem District.

3. The Public Prosecutor
High Court of Madras, Chennai



WEB COPY

CRL OP No. 21417 of 2025



T.V.THAMILSELVI J.

ksa-2

CRL OP No. 21417 of 2025

11-09-2025