



WEB COPY

CRL OP No. 21697 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. 21697 of 2025

1. A.Arokiyam

S/o. Alpons, No. 5, Thangavel Street,
Thirumangaiyazhvaarpuram,
Thiruneermalai, Chengalpet District
and another

2.B.Sathishkumar

S/o. Balu, No. 3/92, Theruvithiamman
Kovil Street, Vandalur, Chengalpet
District.

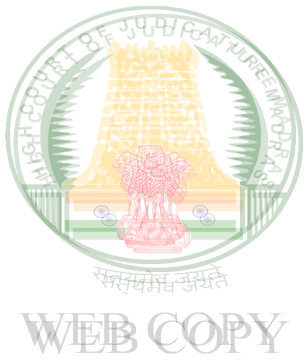
Petitioners

Vs

The State rep by
The Inspector of Police
T-16, Nazarethpettai Police Station,
Avadi City Police.
Crime No.226 of 2025.

Respondent

PRAYER: Criminal Original Petition filed under Section 482 of B.N.S.S. to enlarge the petitioner on bail in the event of their arrest in connection with Crime No.226 of 2025 on the file of the respondent police.



For Petitioners : Mr.D.Ilayaraja
For Respondent : Mr.S.Udayakumar
Government Advocate (Crl. Side)

ORDER

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS, 2023 (379 of IPC) and Section 21(1) of Mines and Minerals (Development and Regulations) Act, 1957 in Crime No.226 of 2025 on the file of respondent police, seek anticipatory bail.

2. The case of the prosecution is that on 28.07.2025, the petitioners illegally transported 6 units of Sovudu Sand without any valid permit. Hence, this case.

3. The learned counsel for the petitioners submitted that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case. On instructions he further submitted 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 and prayed to grant anticipatory bail to the petitioners.



4. The learned Government Advocate (Crl. Side) appearing for respondent police objected for the grant of anticipatory bail to the petitioners stating that the quantity of sand involved in this case is 6 units of Savudu Sand.

However, he submitted that there is no previous case against the petitioners.

5. Considering the above facts and circumstances of the case and also of the fact that there is no previous case against the petitioners, 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.1, Poonamallee**, 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, Chengalpet District**, 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.

[b] the petitioners shall report before the respondent police on every Saturday at 10.30 a.m. for the period of eight 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 petitioner 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

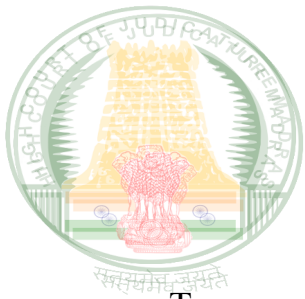
ksa-2

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



CRL OP No. 21697 of 2025



To
WEB COPY

1. The Judicial Magistrate No.1
Poonamallee

2. The Inspector of Police
T-16, Nazarethpettai Police Station,
Avadi City Police.

3. The Public Prosecutor
High Court of Madras, Chennai



WEB COPY

CRL OP No. 21697 of 2025



T.V.THAMILSELVI J.

ksa-2

CRL OP No. 21697 of 2025

11-09-2025