



Crl.O.P.No.22699 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.08.2025

CORAM

**THE HON'BLE DR.JUSTICE G.JAYACHANDRAN**

Crl.O.P.No.22699 of 2025

1.Krishnamoorthy

2. Sathish Kumar

... Petitioners

Vs.

The State represented by,  
The Sub Inspector of Police,  
Ulundurpet Police Station,  
Kallakurichi District.  
Crime No.379 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  
arrest in connection with Crime No.379 of 2025 on the file of respondent Police.

For Petitioners : M/s.S.Saravanakumar

For Respondent : Mr.S.Udayakumar  
Government Advocate (Criminal Side)

### **ORDER**

The petitioners, who apprehend arrest at the hands of the respondent police  
for the offences punishable under Section **303 (2) of BNS, 2023 and Section 21  
(1) of the Mines and Minerals (Development and Regulation) Act, 1957**, in



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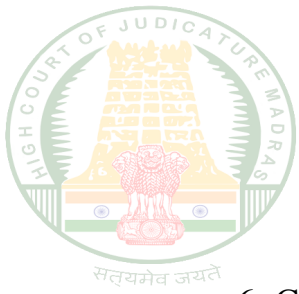
Crime No.379 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2.The case of the prosecution is that, the petitioners have illegally transported three units of ordinary sand. Hence, the case.

3. The learned counsel appearing for the petitioners states that the petitioners have not committed any offence as alleged by the prosecution. He further submitted that the petitioners are ready to abide by any conditions that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed for grant of anticipatory bail to the petitioners.

5. Heard the learned counsels and perused the materials available on record.



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6. Considering the facts and circumstances of the case and the nature of the offence, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioners are directed to deposit a sum of **Rs.7,500/- [Rupees Seven Thousand Five Hundred Only] each** to the credit of Crime No.379 of 2025 before the trial Court, on such deposit and production of proof, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, **on or before 24.08.2025**, before the learned **Judicial Magistrate No.I, Ulundurpet, Kallakurichi** on condition that the petitioners shall execute separate bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** **with two sureties** each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that:

[a] **if the petitioners fails to surrender before the concerned Magistrate on or before 24.08.2025, this Order shall stand automatically cancelled;**

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one



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of the identity proofs to ensure their identity;

**[c] the petitioners shall report before the respondent police as and when required for interrogation;**

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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)13 SCC 283]**;

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

**14.08.2025**

sma

To

- 1.The Judicial Magistrate No.I,  
Ulundurpet, Kallakurichi.
- 2.The Sub Inspector of Police,  
Ulundurpet Police Station,  
Kallakurichi District.
3. The Public Prosecutor,  
High Court of Madras.



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**Dr.G.JAYACHANDRAN, J.**

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