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CRL OP No. 35347 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CRL OP No.35347 of 2025

Pichai

... Petitioner

Vs

State represented by
The Inspector of Police,
Nemili Police Station,
Ranipet District
[Cr. No.444 of 2025]

... Respondent

PRAYER: - The Criminal Original Petition is filed under Section 482 of B.N.S.S., praying to grant anticipatory bail to the petitioner in Crime No.444 of 2025 on the file of the respondent police.

For Petitioner : Mr. D. Dayalan

For Respondent : Mr. R.Vinoth Raja
Government Advocate [Criminal side]

O R D E R

The petitioner, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 326(a), 303(2) of BNS 2023 in connection with the case in Crime No.444 of 2024, seeks anticipatory bail.

2. The case of the prosecution is that on 02.11.2025, when the respondent police were in a routine check up near canara Bank, Thirumalpur



they found the petitioner was found in illegal possession of ½ unit of river sand in a bullock cart.

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3. Learned counsel for the petitioner would contend that the petitioner is innocent and he has been falsely implicated in this case and that the custodial interrogation is not required in this case and hence prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side), reiterated the prosecution case and on instructions, would submit that the petitioner was found in illegal possession of ½ unit of river sand in a bullock cart and there is no previous case pending against the petitioner.

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

6. Considering the nature of allegations, quantity of sand involved in this case and there is no previous case pending against the petitioner and since the custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner on 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 of receipt of a copy of this order, before the learned **Judicial Magistrate No.II at Arakkonam** on condition that the petitioner 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 conditions 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.

[c] **the petitioner shall report before the respondent police every Saturday at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation.**

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[e] the petitioner shall not abscond either during investigation or trial.

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

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

26.12.2025

Index: Yes/No

Internet: Yes/No

Speaking/Non-Speaking order

mtl / smn

Note :

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The learned **Judicial Magistrate No.II at Arakkonam**
2. The Inspector of Police,Nemili Police Station,
Ranipet District
- 3.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL J.
smn/mtl

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