



WEB COPY

CRL OP No. 35402 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 35402 of 2025

Mani

..Petitioner(s)

Vs

The State, rep By,
The Inspector of Police
Vaniyambadi Town Police Station,
Thirupathur District
(Crime No.348 of 2025)

..Respondent(s)

Prayer: Criminal Original Petition filed u/s.482 of BNSS 2023 seeking to enlarge the petitioner on bail in the event of his arrest in respect of Crime No.348 of 2025 on the file of the respondent police

For Petitioner(s):

Mr.Sasikumar S

For Respondent(s):

Mr.S.Udaya Kumar, GA (crl.side)

ORDER

The petitioner/Accused No.1, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 303(2), 326(a) of BNS 2023 in connection with the Cr.No.348 of 2025, seeks anticipatory bail.



2. The case of the prosecution is that the petitioner is the owner of the Tractor bearing Regn.No.TN 23 BH 5879 and during vehicle check up by the respondent, it was found that the petitioner has transported 1 unit of river sand illegally without valid permit. Hence the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, he has not committed any offence as alleged in the FIR and he has been falsely implicated in this case.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police would contend that the petitioner who is the owner of the tractor is found to have transported 1 unit of river sand illegally in his vehicle.

5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the facts and circumstances of the case and taking note of the nature of the offence, no previous case is pending against the petitioner and quantity of sand involved in this case, I am inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



7. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy made ready, before the **Judicial Magistrate, Vaniyambadi** 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 learned Magistrate concerned and on further conditions that :-

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

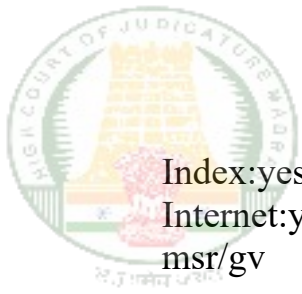
[b] the petitioner shall not commit any offences of similar nature.

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

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

[e] On breach of any of the aforesaid conditions, the learned Judicial 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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.



Index:yes/no
Internet:yes/no
msr/gv

WEB COPY

CRL OP No. 35402 of 2



30-12-2025

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 Judicial Magistrate, Vaniyambadi
2. The Inspector of Police
Vaniyambadi Town Police Station,
Thirupatthur District
3. The Public Prosecutor
High Court, Madras.



WEB COPY

CRL OP No. 35402 of 2



P.DHANABAL J.

mst/gv

CRL OP No. 35402 of 2025

30-12-2025