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Crl.O.P.No.3578:



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.12.2025

CORAM :

THE HON'BLE MR. JUSTICE P.DHANABAL

Crl.O.P.No.35782 of 2025

S.Thangamani

... Petitioner

-VS-

State Rep by,
The Sub-Inspector of Police,
Bagayam Police Station,
Vellore District.
(Crime No.339 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail in Crime No.339 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.M.R.Thangavel

For Respondent : Mr.S.Vinoth Kumar,
Government Advocate (Crl. Side)



ORDER

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The petitioner, who was arrested and remanded to judicial custody on 25.11.2025, for the alleged offence punishable under Sections 303(2), 326(a) of BNS, 2023 and Section 21(1) of Mines & Minerals (Development & Regulation) Act, 1957 (Corresponding to Sections 379, 430 of IPC), in Crime No.339 of 2025, on the file of the respondent police, seeks bail.

2. The allegation against this petitioner is that, this petitioner involved in illegal quarrying of 8 units of river sand from Andhra Pradesh to Tamil Nadu and he was arrested. Hence this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is in judicial custody since 25.11.2025; and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and sought for bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent reiterated the prosecution case and submitted that this petitioner is ranked as A9, the petitioner is not having any previous case, however



investigation is pending. Hence, he strongly opposed for grant of bail to the petitioner.

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

6. Considering the nature of offences, entire sand and the vehicle was already recovered, the petitioner is not having any previous cases, and considering the period of incarceration, this Court is inclined to grant bail to the petitioner with certain conditions.

[a] Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** each with two sureties, each for a like sum to the satisfaction of the *learned Judicial Magistrate No.I, Vellore*, and on further conditions that:-

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of thirty days and thereafter as and when requirers for interrogation.

[c] the petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

[d] the petitioner shall not abscond either during investigation or



[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] 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].

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

30.12.2025

rna

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.

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To

- 1.The Judicial Magistrate No.I, Vellore.
- 2.The Sub-Inspector of Police,
Bagayam Police Station,
Vellore District.
- 3.The Superintendent of Prison,
Vellore Central Prison, Thorapadi.
- 4.The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J.

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