



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CRL OP No. 35785 of 2025

1. Velayutham
S/o.Ayyanar Alias Iyyanar, No.1/75,
Angalamman Kovil Street, Teli,
Villupuram District.

Petitioner(s)

Vs

1. The State rep by
The Inspector of Police,
Kanai Police Station,
Villupuram District. Crime No.200
of 2025

Respondent(s)

PRAYER

To enlarge the petitioner on bail in the pending investigation in Crime No.200 of 2025 on the file of the Inspector of Police, Kanai Police Station, Villupuram and thus render justice.



For Petitioner(s): Mr.U.Kathiravan

For Respondent(s): Mr.S.Vinoth Kumar
Government Advocate
(crl.Side)

ORDER

The petitioner who was arrested and remanded to judicial custody on 20.11.2025 for the offence punishable under Sections 303 (2) & 326 (a) of B.N.S. in Cr. No.200 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner has illegally transported 1/2 (Half Unit) of river sand in Ashok Leyland Dost without any proper permission from the authorities, hence the respondent police registered a case.

3. The learned counsel for the petitioner would contend that the petitioner is innocent person and he is in no way connected with the alleged offence. Therefore, he prayed that the petitioner may be released on bail.



4. The learned Government Advocate (Criminal side) would submit that the petitioner has illegally transported 1/2 (Half Unit) of river sand in Ashok Leyland Dost without any proper permission from the authorities. He would further submit that the petitioner has previous case pending against him. Hence, he strongly opposed to grant bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions made on either side, considering the nature of offences and quantity of material involved and taking note of the fact that the petitioner is in judicial custody from 20.11.2025, this Court is inclined to grant bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail on condition to 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 **Judicial Magistrate No.I, Villupuram** and on further conditions that:



[b] the petitioner shall report before the respondent police daily at 10.00 a.m. for 30 days;

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[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 trial;

[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].

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[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.2023.

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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 official website of this Court will be watermarked and will also have a QR code.



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To

1.The Inspector of Police, Kanai
Police Station, Villupuram District.
Crime No.200 of 2025

2.The Judicial Magistrate I,
Villupuram.

3.The District Prison,
Vedampattu,
Villupuram.

4.The Public Prosecutor,
Madras High Court,
Chennai.



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P.DHANABAL J.

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