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CRL OP No. 36089 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CRL OP No. 36089 of 2025

Karthick

Petitioner(s)

Vs

The Inspector of Police,
Deevattipatty Police Station,
Salem District.
(Crime No. 610 of 2025).

Respondent(s)

PRAYER

To order the petitioner to be enlarged on anticipatory bail in the event of his arrest in Crime No.610 of 2025 on the file of the Inspector of Police, Deevattipatty Police Station, Salem District, and thus render justice.

For Petitioner(s): Mr.Tamilselvan A

For Respondent(s): Mr.S.Udaya Kumar
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 303(2) of the Bharatiya Nyaya Sanhita (BNS), 2023 read with Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957 in connection with the case in Crime No.610 of 2025, seeks anticipatory bail.



2. The case of the prosecution is that on 07.10.2025, the petitioner has allegedly transported 3 units of gravel sand without valid license in a tipper lorry bearing Registration No.TN 74 AD 4235.

3. Learned counsel for the petitioner would contend that the material objects have been seized; 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) appearing on behalf of the respondent, per contra, would submit that the respondent police seized the sand and the vehicle, investigation is pending and opposed to grant A.B to 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, taken the quantity of the materials involved in this case, the material objects were seized by the respondent police 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.

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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, Omalur, Salem District** on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)**, with two sureties 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.

[b] **the petitioner shall report before the respondent police on every Saturday at 10.30 a.m for a period of four weeks.**

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

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

[e] 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].

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

30-12-2025

Index:Yes/No
Speaking/Non-speaking order
Internet:Yes
Neutral Citation:Yes/No

Jeni

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 Judicial Magistrate, Omalur, Salem.
- 2.The Inspector of Police,
Deevattipatty Police Station, Salem
District.
- 3.The Public Prosecutor, Madras High
Court, Chennai.



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P.DHANABAL J.

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