



WEB COPY

Crl.O.P.No.6014 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.03.2026

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.6014 of 2026

C.Jeevaraj

... Petitioner

Vs.

State rep by
The Inspector of Police,
Paradharami Police Station,
Vellore District.
(Crime No. 216 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioner on bail in the event of arrest in Crime No.216 of 2025 on the file of the respondent police.

For Petitioner : Mr.E.Kannadasan

For Respondent : Mr. P. Dhileepan
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 303(2), 326(a) of BNS, 2023 in Crime No.216 of 2025 on the file of the respondent police seeks anticipatory bail.



2. The allegation against the petitioner is that he along with other accused was found in illegal transportation of 2 units of river sand. Hence, a case has been registered against the petitioner.

3. The learned counsel for the petitioner submitted that this is the second anticipatory bail and the earlier petition was dismissed on the sole ground that the petitioner has transported huge quantity of river sand. He further submitted that he is ready to abide by any conditions that may be imposed by this Court and ready to co-operate with the investigation. Hence, he prayed to grant anticipatory bail to the petitioner.

4. Per contra, the learned Government Advocate (CrI.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that the petitioner has no previous cases pending against him. Hence, he opposed to grant anticipatory bail to the petitioner.

5. I have given my anxious consideration to either side submissions.

6. From the submissions made by the learned Government Advocate (CrI.Side), it is seen that the petitioner has no previous cases against him and that only two units of river sand were transported through a lorry. Though this Court is very serious with regard to offences involving natural resources, considering the fact that the petitioner has come to adverse notice for the first time and also taking into consideration the age of the petitioner and his occupation as a driver, this Court is of the view that custodial interrogation of



the petitioner is not necessary. Hence, this Court is inclined to show some leniency and enlarge the petitioner on anticipatory bail with certain conditions.

WEB COPY

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate, Gudiyatham**, on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only)**, with **two sureties each**, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left thumb impression in the application for surety ship (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) **The petitioner shall report before the respondent Police, daily at 10.30 a.m. and 5.30 p.m, for a period of 45 days and thereafter, as and when required for interrogation;**

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate



WEB COPY

Crl.O.P.No.6014 c



actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]***;

(e) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

09.03.2026

DRL

To

1.The Judicial Magistrate,
Gudiyatham.

2.The Inspector of Police,
Paradharami Police Station,
Vellore District.

3.The Public Prosecutor,
High Court of Madras.



WEB COPY

Crl.O.P.No.6014 of 2026



C.KUMARAPPAN.J.

DRL

Crl.OP.No.6014 of 2026

09.03.2026