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Crl.O.P.No.5878 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 11.03.2026

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THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

Crl.O.P.No.5878 of 2026

Sivakumar

... Petitioner/A1

Vs.

State by,
Inspector of Police,
Pallikonda Police Station,
Vellore District.
(Crime No.10 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of arrest pending investigation in Crime No.10 of 2026 on the file of the respondent police.

For Petitioner : Mr.D.Thirumoorthy
For Respondent : Mr.S.Vinothkumar
Government Advocate (Crl. Side)

ORDER

The petitioner, who apprehends arrest for the alleged offence **under Sections 303(2) and 326(a) of BNS Act, 2023 [379 and 430 of IPC]** in **Crime No.10 of 2026**, on the file of the respondent police seeks anticipatory bail.

2. The allegation against the petitioner is that the petitioner was found



to be involved in illegal transportation of 3 units of river sand without any valid licence or permit. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has not committed any such offence as alleged by the defacto complainant and he has been falsely implicated in this case. He further submitted that he is ready to abide by any stringent condition that may be imposed by this Court and he is ready to co-operate for investigation. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that the petitioner is having six previous cases registered against him out of which two cases are similar in nature. Hence, he strongly opposed to grant anticipatory bail to the petitioner.

5. Heard the submissions made by the learned counsel on either side and also perused the materials available on record.

6. From the submissions made by the learned Government Advocate (Crl.Side) the petitioner has got six previous cases out of which two cases are



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similar offences, which clearly demonstrate that as and when he was enlarged on bail, he misused the liberty granted. In view of the above, it become inexorable to dismiss the present petition, as the petitioner does not deserve anticipatory bail.

7. Accordingly, this Criminal Original Petition stands dismissed.

11.03.2026

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To:

1.The Inspector of Police,
Pallikonda Police Station,
Vellore District.

2.The Public Prosecutor,
High Court of Madras.

C.KUMARAPPAN, J.

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