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Crl.O.P.No.6032 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.6032 of 2026

Prakash Devaraj

... Petitioner

Vs.

State rep by
The Inspector of Police,
Melpadi Police Station,
Vellore District.
(Crime No. 12 of 2026)

... 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.12 of 2026 on the file of the respondent police.

For Petitioner : Mr.M.Karthik

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

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 303(2) and 326(a) of BNS 2023, in Crime No.12 of 2026 on the file of the respondent police seeks anticipatory bail.



2. The case of the prosecution is that the petitioner has illegally transported four units of Morambu soil using a vehicle. Hence, a case has been registered against the petitioner.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and he has been falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed to grant anticipatory bail to the petitioner.

4. Per contra, the learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that the petitioner has four 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 (Crl.Side), it appears that the petitioner has four previous cases to his credit. It is also made clear from the submissions of the learned Government Advocate that whenever the petitioner was enlarged on bail, he had misused the liberty granted to him and again committed offences of a similar nature. Therefore, it is not desirable to enlarge the petitioner on anticipatory bail.



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7. Accordingly, this Criminal Original Petition is dismissed.

09.03.2026

To

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

2.The Public Prosecutor,
High Court of Madras.



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C.KUMARAPPAN.J.

DRL

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