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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-03-2026

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THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 6969 of 2026

1. Seenivasan
2. Pugazhenti
3. Sathish

..Petitioner(s)

Vs

State rep. by, Inspector of Police,
Kullanchavadi Police Station,
Cuddalore District.
Crime No. 15/2026.

..Respondent(s)

Prayer: Criminal Original Petition is filed under Section 482 of BNS Act, pleaded to enlarge the petitioners bail in the event of the arrest in connection with the Crime No. 15 of 2026 on the file of respondent police.

For Petitioner(s):	Mr.Balachandran T
For Respondent(s):	Mr.P.Dhileepan Government Advocate (Criminal side)

ORDER

The petitioners apprehend arrest for the alleged offence under Sections 303(2), 326 (A) of BNS, 2023 r/w under Section 21(1) of the Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.15 of 2026, seek anticipatory bail.

2.The case of the prosecution is that the petitioners had illegally transported 4 ½ of units of pebbles stones without any valid permit. Hence, the case.



3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case. He further submitted that petitioners are ready to abide by any stringent condition that may be imposed by this Court and ready to co-operate for investigation. Hence, he prays to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that no previous cases have been registered against the petitioners. However, he opposed to grant anticipatory bail to the petitioners.

5. Heard the learned counsel for the petitioners and the learned Government Advocate (Criminal Side) for the respondent.

6. From the submission made by the learned Government Advocate (Criminal Side) it is seen that the petitioners had no bad antecedents. Though, this Court views the offence of theft of natural resources and its exploitation as serious offence, taking into consideration of the fact that petitioners had no previous cases, and upon the fond hope that they would mend themselves in future and would not come under the adverse notice of the respondent, this



Court is inclined to enlarge them on anticipatory bail, subject to certain conditions.

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7. Accordingly, the petitioners are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date on which the order copy made ready, before **the learned District Munsif cum Judicial Magistrate, Kurinjipadi, Cuddalore District**, on condition that **the petitioners shall execute a bond for a sum of Rs.25,000/- each (Rupees Twenty Five 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 petitioners fail 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 petitioners shall deposit a sum of Rs.40,000/- (Rupees Forty Thousand only) (Non refundable) towards the account of CANCER INSTITUTE (WIA), Adayar,**



Savings Bank Account maintained at Union Bank of India, Madhya Kailash Branch, Cancer Institute(WIA), Dr.S.Krishnamurthi Campus, Sardar Patel Road, Chennai-36, bearing SB Account No.149710011005477, IFSC Code No.UBIN0814971, Branch Name and Code 814971, MICR No.600026110 and to produce the Bank Challan before the concerned Magistrate and the receipt shall be produced at the time of executing the bond;

(d) The petitioners shall report before the respondent police daily at 10.30 am and 5.30 pm. for a period of six weeks and thereafter as and when required;

(e) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioners 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]*;

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

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To

1. The Judicial Magistrate, Kurinjipadi,
Cuddalore District.

2. The Inspector of Police,
Kullanchavadi Police Station,
Cuddalore District.

3. The Public Prosecutor
High Court of Madras.



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C.KUMARAPPAN, J.

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