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CRL OP No. 11697 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-05-2026

CORAM

THE HON'BLE MRS.JUSTICE L.VICTORIA GOWRI

CRL OP No. 11697 of 2026

Shanmugam

..Petitioner(s)

Vs

State rep.by,
The Inspector of Police,
Tirupathur Taluk Police station,
Tirupathur, Tirupathur District.
Cr.No.157 of 2026.

..Respondent(s)

PRAYER: Criminal Original Petition is filed under Section 482 of BNSS, 2023, to enlarge the petitioner on bail in the event of his arrest in Cr.No.157 of 2026 on the file of the Inspector of Police, Tirupathur Taluk Police Station, Tirupathur, Tirupathur District.

For Petitioner(s): Mr.Vinodh Kumar

For Respondent(s): Mr.A.Gopinath,
Government Advocate (Crl. Side)

ORDER

The petitioners, who apprehends arrest at the hands of the respondent police for the offences punishable under *Section 21(1) of Mines & Minerals (Development & Regulation) Act, 1957, in Crime No.157 of 2026*, on the file of the respondent police, seeks anticipatory bail.



2. The case of the prosecution is that the petitioner is the sole accused and illegally quarrying and transporting the sand in tractor. Hence this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner has not committed any offence. He seeks this Court to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. side) appearing for the respondent submitted that the offences committed by the petitioner are serious in nature and no previous case is pending against the petitioner.

5. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/-(Rupees Ten Thousand only)** with two sureties each for a like sum to the satisfaction of the **learned Judicial Magistrate No.II, Tirupathur**, within a period of fifteen days from the date on which the order made ready 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 Aadhaar card or bank pass book to ensure their identity.

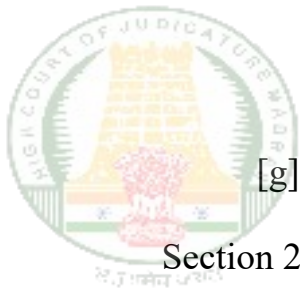
[b] The petitioner shall deposit a sum of Rs.5000/-(Rupees Five Thousand only) non-refundable, to the account of CANCER INSTITUTE (WIA), maintained with Andhra Bank, Madhya Kailash Branch, bearing SB Account No.149710011005477, IFS Code No.ANDB0001497, Branch Code 1497 and MICR No.600011049 and the receipt of such payment shall be produced before the concerned Magistrate at the time of execution of the bond for the purpose of ensuring the identity.

[c] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders.

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

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

[f] 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 is 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].



[g] If the accused thereafter absconds, a fresh FIR can be registered under

Section 269 of BNS.

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To

1. The learned Judicial Magistrate No.II,
Tirupathur.
2. The Inspector of Police,
Tirupathur Taluk Police station,
Tirupathur, Tirupathur District.
3. The Public Prosecutor,
High Court, Madras.



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L.VICTORIA GOWRI, J.

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