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CRL O.P. No.12679 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 14.05.2026

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THE HONOURABLE MR.JUSTICE.P.DHANABAL

CRL.O.P.No.12679 of 2026

Suriya

S/o.Sundaramoorthy

..Petitioner

Vs

The State represented by:

The Inspector of Police,

Latheri Police Station,

Vellore District.

(Crime No.69 of 2025)

.... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of B.N.S.S., to enlarge the petitioner on bail in the event of his arrest in Crime No.69 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.D.Thirumoorthy

For Respondent : Mr.S.Balaji

Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 9(B)(1)(b) of the Indian Explosive Act, 1884 @ 5 of Explosives Substances Act and Section 61(2) of BNS (120b of IPC), in connection with Cr.No.69 of

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2025, seeks anticipatory bail.

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2 The case of the prosecution is that when the respondent police, were on regular patrol duty, on 03.06.2025, found a bike travelled at over speed and when the respondent police chased the said bike and caught hold them, found the accused were in illegal possession of 4 country bombs. Hence, a case was registered in Cr.No.69/2025 for the alleged offences under Sections 9(B)(1)(b) of the Indian Explosive Act, 1884 @ 5 of Explosive Substances Act and Section 61(2) of BNS (120b of IPC).

3 The learned counsel for the petitioner would submit that the petitioner is an innocent person and based on the confession statement of co-accused, he was falsely implicated in this case. Further he would submit that the co-accused were granted bail. Hence, the learned counsel seeks anticipatory bail to the petitioner.

4 The learned Government Advocate (Crl.Side) appearing for the respondent would submit that the accused were found in possession of country bomb and petitioner herein has been arrayed as accused based on



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the confession statement of co-accused and recovery also made from the co-accused. Hence he opposed to grant anticipatory bail to the petitioner, on the ground that the offences are grievous in nature.

5 Heard both sides and perused the materials available on record.

6 Considering the submission made on either side and the fact that entire recovery was made only from the co-accused and the petitioner is not a named accused and based on the confession statement of co-accused only he was implicated in this case and the fact that already the co-accused were granted bail, I am inclined to grant anticipatory bail to the petitioner subject to the following conditions.

7 Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **Judicial Magistrate, Katpadi**, 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 Magistrate concerned and on further condition that:

[a] the petitioner shall report before the respondent-police



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every Saturday for a period of four weeks.

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[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade him from disclosing such facts to the Court or to any police officer;

[c] the petitioner shall not leave India without the previous permission of the Court;

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

[e] 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 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].

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 269 B.N.S.2023.

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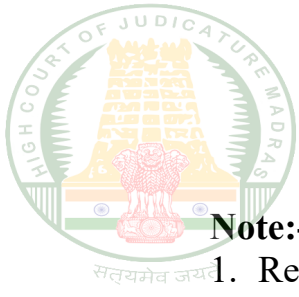
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Note:-

1. Registry is directed to forthwith upload this order in the official website of this Court.

2. All concerned to act on this order being uploaded in official website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in official website of this Court will be watermarked and will also have a QR code.

To

1. The Inspector of Police, Latheri Police Station, Vellore District.
2. The Judicial Magistrate, Katpadi.
3. The Public Prosecutor, Madras High Court.



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P.DHANABAL, J.,

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