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Crl.OP.No.12784 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 12784 of 2026

1. Pachaiyappan. M/A 26
S/ O. Parthiban
No.209, Kalathu Mettu Street
Vallalar nagar, Thandalam Village and Post,
Wakajah Taluk
Ranipet District
2. Selvam, M/A 42
S/O. Gopal
No.125, Pillaiyar koil Street
Manthangal village and Post,
Wakajah Taluk
Ranipet Dist

..Petitioner(s)

Vs

State Rep By Inspector Of Police
Kondapalayam Police Station,
Ranipet District
(Crime No. 60/2026)

..Respondent(s)

PRAYER: To enlarge the Petitioners on Bail in the event of their arrest in
Crime.No. 60 of 2026 on the file of the Respondent and thus render justice.



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For Petitioner(s): G P Sivakumar

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

O R D E R

The petitioners, who apprehends arrest in the hands of the respondent Police, for the alleged offence punishable under Sections 303(2), 326(a) of BNS act r/w Section 21(1) of MMDR Act in Crime No.60 of 2026, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 28.04.2026, when the respondent police were in a routine check up at Katrambakkam, found that the petitioners were illegally transporting four units of river sand in a Tipper Lorry bearing Registration No.TN 47-AU-6259 without valid permit.

3. The learned counsel for the petitioners would contend that the first petitioner is the driver and the second petitioner is the owner of the lorry; that the petitioners have been falsely implicated in this case; that sand and vehicle were seized by the respondent police; and that the custodial interrogation is



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not required in this case and hence prayed to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the case of the prosecution and on instructions, submitted that the soil and vehicle were seized and apart from this case, A1 has got two previous case and A2 has no previous case and hence, vehemently opposed to grant anticipatory bail to the petitioners.

5. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.Side) for the respondent police and perused the materials available on record.

6. Considering the rival submissions made by the learned counsel appearing on either side, nature of offence and the quantity of minerals involved in this case and the fact that the respondent police seized the vehicle with river sand and though A1 is having two previous cases, they are not similar kind of offences and bail was granted to him, this Court is inclined to grant anticipatory bail to the petitioners on certain conditions.



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7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance within a period of fifteen days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate, Sholinghur** on condition that the petitioners 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 respondent Police or the Police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further conditions that:

[a] the petitioners and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] **the petitioners shall report before the Thirupathur Police Station everyday at 10.00 a.m., until further orders.**

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and



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the petitioners 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.

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

AY

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 the official website of this Court will be watermarked and will also have a QR code.

To

1.The Inspector of Police,
Kondapalayam Police Station,
Ranipet District.



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P.DHANABAL, J.

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2.The Judicial Magistrate Court,
Sholinghur.

3.The Public Prosecutor,
High Court of Madras.

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