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CRL OP No. 13123 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 13123 of 2026

1. Apruk
S/o.Lal,
No.488, Edukathur road,
Kanchi Village,
Kadaladi Taluk,
Tiruvannamalai District.
2. Arshanth
S/o.Apruk,
No.488, Edukathur road,
Kanchi Village,
Kadaladi Taluk,
Tiruvannamalai District.

..Petitioner(s)

Vs

The State rep. by
The Inspector of Police,
Kadaladi Police Station,
Tiruvannamalai District.
(Crime No.31 of 2026)

..Respondent(s)

PRAYER : To enlarge the petitioners on bail in the event of arrest in Cr.No.31 of 2026 on the file of the respondent police station.

For Petitioner(s):

Mr.E.Sathiyaraj Elangovan

For Respondent(s):

Mr.A.Gopinath
Government Advocate (Crl. Side)



ORDER

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The petitioners, who apprehends arrest in the hands of the respondent police for the offences punishable under Section 303(2), 326(b) of B.N.S. Act (Corresponding Section 379, 430 of IPC) and Section 21(1) of the Mines and Minerals (Development and Regulation) Act, 1957 in connection with the case in Crime No.31 of 2026, seek anticipatory bail.

2. The case of the prosecution is that the petitioners transported 1/4 Unit of Sand without any valid license and permit in a bullock cart. Hence the case.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they have been falsely implicated in this case and that the custodial interrogation is 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 prosecution case and further submitted that, apart from this case, the petitioners have some previous cases and the river sand and tractor were seized, investigation is pending and the offences are grave in nature and hence, he strongly opposed to grant anticipatory bail to the petitioners.

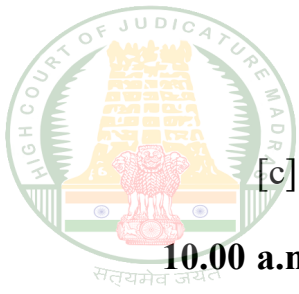


5. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.Side) for the respondent police and perused the materials available on record.

6. Considering the nature of allegations, quantity and nature and quantity of minerals involved in this case, the fact that though the petitioners have some previous cases, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

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 **District Munsif cum Judicial Magistrate, Kalasapakkam, Tiruvannamalai District** 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.



[c] the petitioners shall report before the respondent police daily at **10.00 a.m., for a period of four weeks and thereafter as and when required for interrogation.**

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

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

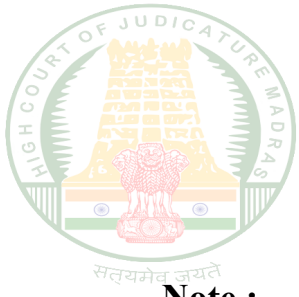
[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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

14-05-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

MTL/SSB



Note :

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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 District Munsif cum Judicial Magistrate, Kalasapakkam, Tiruvannamalai District.
- 2.The Inspector of Police,
Kadaladi Police Station,
Tiruvannamalai District.
(Crime No.31 of 2026)
- 3.The Public Prosecutor, High Court, Madras.



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P.DHANABAL, J.

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CRL OP No. 13123 of 2026

14-05-2026