



Crl.O.P.No.13401 of 2026

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.05.2026

CORAM

THE HON'BLE MR. JUSTICE R.SAKTHIVEL

Crl.O.P.No.13401 of 2026

Ananth, K.
S/o.Kajenthiran

...Petitioner/Accused-2

Vs.

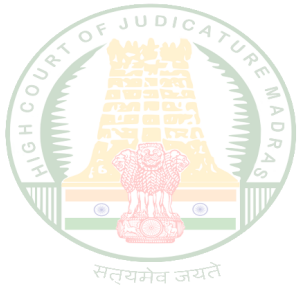
State Rep. by
The Inspector of Police,
Virudhachalam Police Station,
Cuddalore, Tamil Nadu – 606 115.
(Crime No.79 of 2026)

...Respondent/ Complainant

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, praying to enlarge the Petitioner on pre-arrest bail in the event of arrest at the hands of the Respondent Police in Crime No.79 of 2026 pending on the file of Inspector of Police, Virudhachalam, Police Station, Cuddalore.

For Petitioner : Mr.Hemnaag, I.

For Respondent : Mr.S.Yogaraja Sekar
Counsel for Government of Tamil Nadu
(Criminal Side)

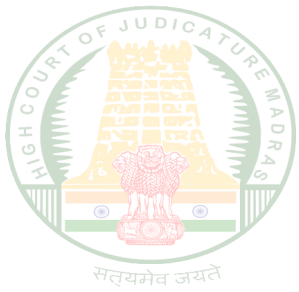


Crl.O.P.No.13401 of 2026

ORDER

WEB COPY This Criminal Original Petition has been filed by the Petitioner on 19.05.2026 for the alleged offence under Sections 303(2) and 326 (a) of the Bharatiya Nyaya Sanhita, 2023 read with Section 21(1) of the Mines and Minerals (Development & Regulation) Act, 1957, in Crime No.79 of 2026, praying to grant an order of pre-arrest bail.

2.The case of prosecution is that on 05.02.2026 at about 3.30 a.m., the Respondent Police was conducting patrol duty, at that time, they noticed Ashok Leyland Tipper Lorry bearing Registration No.TN 68 A 1545, proceeding in a suspicious manner was intercepted for inspection found that the lorry contained 2 ½ units of pebbles. The driver of the vehicle was identified as Sowrirajan (A1) and the vehicle belongs to one Ananth (A2). While questioning, the said Sowrirajan allegedly failed to produce any valid permit, transit pass, receipt or Government authorization for transporting the said pebbles and prosecution further alleges that the accused had illegally quarried and transported minerals for unlawful gain. Hence, the complaint was registered against the Petitioner.



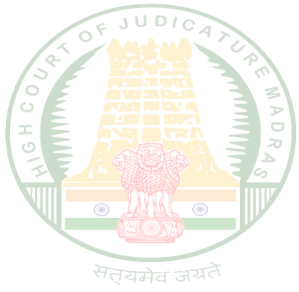
Crl.O.P.No.13401 of 2026

WEB COPY

3.The learned Counsel appearing for Petitioner submitted that the Petitioner has not at all committed any of offence as alleged by the Respondent Police and he has been falsely implicated in this case and he will abide by any condition that may be imposed by this court. Hence, he prayed to grant an order of pre-arrest bail to the Petitioner.

4.The learned Government Advocate (Crl. Side) appearing for Respondent Police submitted that Ashok Leyland Tipper Lorry bearing Registration No.TN 48 AB 1155 was no valid permit, transit pass, receipt or Government authorization for transporting the said pebbles. He further submitted that the accused had illegally quarried and transported 200 pebbles for unlawful gain. The accused has 5 previous cases similar in nature. Hence, he opposed to grant pre-arrest bail to the Petitioner.

5.Vehicle bearing Registration No.TN-68-A-1545 and the 2 ½ units Pebbles were seized by the respondent – police. In view of the nature of the offence, custodial interrogation of the petitioner may not be required. Therefore, this Court is inclined to grant pre-arrest bail to the Petitioner subject to the following conditions:



Crl.O.P.No.13401 of 2026

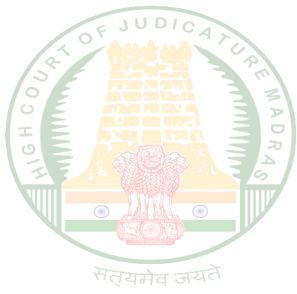
WEB COPY

(i) The Petitioner shall be released on pre-arrest bail in the event of his arrest or in the event of his surrender before the Judicial Magistrate, No.1 Virudhachalam within a period of 15 days from today, on executing a bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only), along with two sureties each for a like sum of Rs.15,000/- (Rupees Fifteen Thousand only) to the satisfaction of the learned Judicial Magistrate, No.1 Virudhachalam;

(ii) The Petitioner shall appear and sign before the Respondent-Police, on everyday at 10.00 a.m., until further orders;

(iii) The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Judicial Magistrate, No.1 Virudhachalam shall obtain a copy of any one of their identity proofs to ensure their identity;

(iv) The Petitioner shall furnish his residence address and mobile number to the learned Judicial Magistrate, No.1 Virudhachalam.



Crl.O.P.No.13401 of 2026

WEB COPY

(v) The Petitioner shall not, directly or indirectly, cause any threat to the defacto complainant and witnesses and shall not tamper the evidence.

(vi) On breach of any of the aforementioned conditions, the learned Judicial Magistrate, No.1 Virudhachalam is entitled to pass appropriate orders against the Petitioner in accordance with law as if the aforementioned conditions are imposed by them as laid down by the Hon'ble Supreme Court in P.K. Shaji vs. State of Kerala [(2005) 13 SCC 283].

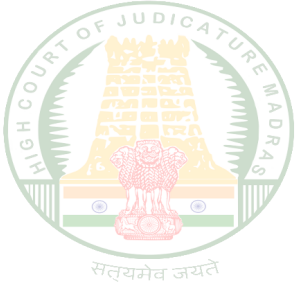
6. Accordingly, this Criminal Original Petition is allowed subject to the conditions stated supra.

22.05.2026

pam

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**



WEB COPY

a QR code.



Crl.O.P.No.13401 of 2026

R.SAKTHIVEL. J.

pam

To

- 1.The Judicial Magistrate, No.1
Virudhachalam.
- 2.The Inspector of Police,
Virudhachalam Police Station,
Cuddalore, Tamil Nadu – 606 115.
- 3.The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.13401 of 2026

22.05.2026