



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-06-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 15694 of 2026

1. Surya
S/o Ayyappan,
No.46 North Street,
Ammakalathur Post,
Kallakurichi District
2. Thrishadevi
W/o.Surya,
North Street, Ammakalathur Post,
Kallakurichi District
3. Ramasamy
S/o.Manjaamuthu,
No.1/100 North Street,
Kattumailur, Veppur Taluk,
Cuddalore District.

..Petitioner(s)

Vs

The State Rep By, The Inspector of Police
Veppur Police Station,
Cuddalore District.
Crime No.182 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of BNSS, 2023, to order enlarge the petitioner on bail in the event of his arrest in Crime No.182 of 2026 pending investigation on the file of the respondent and thus render justice.

For Petitioner(s): M/S. P.Dasarathan

For Respondent(s): MR.N.PALANIVEL, GOVT.ADVOCATE
(CRL.SIDE)



ORDER

WEB COPY The petitioners apprehend arrest for the alleged offence punishable **under Sections 326, 303(2) of BNS r/w Section 21(1) of Mines and Minerals (Development & Regulation) Act, 1957 in Crime No.182 of 2026**, on the file of the respondent police seeks anticipatory bail.

2. The allegation against the petitioners is that the petitioners were found to have illegally transported one unit of red sand in a tipper lorry without any valid permission. Hence, the present petition for anticipatory bail.

3. The learned counsel for the petitioners submitted that the second petitioner is the owner of the vehicle. He further submitted that they are ready to abide by any conditions that may be imposed by this Court. Hence, he prays to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that no previous cases have been registered against the petitioners. However, he 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.

6. From the submission made by the learned Government Advocate (Crl.Side) the petitioners does not have any previous cases. Though, this Court views the offence of theft of natural resources and its exploitation as serious



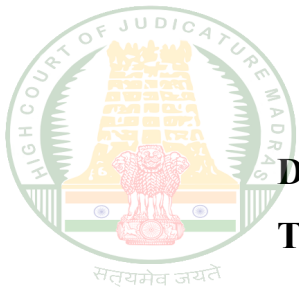
offence, taking into consideration of the fact that they have no previous cases, and upon the fond hope that they would mend themselves in future and would not come under the adverse notice of the respondent, this Court is inclined to enlarge them on anticipatory bail, subject to certain conditions.

7. Accordingly, the petitioners are ordered to be released on anticipatory bail in the event of arrest or on their appearance, within a period of fifteen (15) days from the date on which the order copy made ready, before **the learned Judicial Magistrate No.I, Virudhachalam**, on condition that **the petitioners shall execute a separate bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only)**, with **two sureties** each for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioners fails to surrender before the concerned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left thumb impression in the application for surety slip (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) **The petitioners are directed to produce a demand draft for a sum of Rs.60,000/- (Rupees Sixty thousand only) (each Rs.20,000/-) in favour of the 'The Chairman/District Collector, The District Mineral Foundation Trust of Thiruvallur District', (Non refundable) before the learned**



**District Munsif cum Judicial Magistrate, Uthukottai,
Thiruvallur District;**

(d) On production of the above Demand Draft, the learned Magistrate is directed to take necessary steps to hand over the same to the District Collector. Upon receipt of the said amount, the District Collector shall realise and utilise the same strictly in accordance with law and in terms of G.O.Ms.No.84, Natural Resources (MMD.1) Department, dated 16.12.2025;

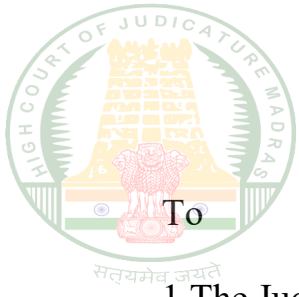
(e) The petitioners shall report before the respondent police daily at 10.30 am for a period of four weeks and there after as and when required for interrogation;

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

(g) If the petitioners thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

22-06-2026

DRL



To

1.The Judicial Magistrate No.I,
Virudhachalam.

2.The Inspector of Police
Veppur Police Station,
Cuddalore District.

3.The Public Prosecutor,
High Court, Madras.



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C.KUMARAPPAN, J.

DRL

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