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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30792 of 2026

CNR:{HCMA012561702026}

Nandakumar
S/o Kumaravel,
No.252, Mandaiveli Street,
Ponnambalam Village,
Kalavai Taluk,
Ranipet District.

..Petitioner(s)

Vs

State by, Inspector of Police
Vadapandal Police Station,
Ranipet District.
Crime No.151 of 2026

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the Petitioner on bail in the eventy of arrest by the respondent police in Crime.No.151/2026 on the file of the respondent police and thus render justice.

For Petitioner(s): Mr.Thirumoorthy D

For Respondent(s): Mr.R.Rajasekaran,
Counsel for Government of Tamil Nadu
(Crl. Side)

Order

The petitioner apprehends arrest for the alleged offence under Sections 303(2) and 326(a) of BNS, 2023 [379 and 430 of IPC], in Crime No.151 of 2026 on the file of the respondent police seeks anticipatory bail.

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2.The allegation against the petitioner is that the petitioner was found in illegal possession of 1/2 unit of sand without a valid transit permit. Hence, the complaint.

3.The learned counsel for the petitioner submitted that the petitioner is innocent, has been falsely implicated in this case and has not committed any offence as alleged by the prosecution. He also submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court and sought anticipatory bail for the petitioner.

4.The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed to grant anticipatory bail to the petitioner. He further submitted that no previous cases are pending against him.

5.I have given anxious consideration to the submissions made by the learned counsel on either side and also perused the records available.

6.From the submission made by the learned Government Advocate (Crl.Side) and the learned counsel for the petitioner, though, this Court views the offence of theft of natural resources and its exploitation as serious offence,

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and upon the fond hope that they would mend himself 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 petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned District Munsif-cum-Judicial Magistrate, Arcot,** on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty 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 petitioner fails to surrender before the concerned learned 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 ship (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 petitioner shall report before the respondent police daily at 10:30 A.M., until further orders;

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(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is 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];***

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

23-10-2026

AH

To

1.The District Munsif-cum-Judicial Magistrate,
Arcot.

2.The Inspector of Police,
Vadapandal Police Station,
Ranipet District.

3.The Public Prosecutor,
High Court of Madras.

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N.RAMESH J.

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