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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.O.P.No.30964 of 2026

CNR: {HCMA012565392026}

1. Pandiyan @ Sundarapandiyan
2. Ramu

..Petitioner(s)

Vs

State by,
The Inspector of Police
Thakkolam Police Station,
Ranipet District.
Crime No.175 of 2026. ..Respondent(s)

PRAYER: Criminal Original Petition is filed petition under Section 483 of Bharatiya Nagarik Suraksha Sanhita, to enlarge the petitioners on bail in Cr.No.175/2026 on the file of the Respondent Police.

For Petitioner(s) : Mr.D.Thirumoorthy

For Respondent(s) : Mrs. R.S.Indira
Additional Public Prosecutor

ORDER

The petitioners/A1 & A2, who were arrested and remanded to judicial custody on 25.09.2026 for the alleged offences punishable under Sections 318(4), 336(2), 337, 338, 336(3), 340(2), 326(a) and 303(2) BNS and Section 21(4) of Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.175 of 2026, on the file of the respondent police, seeks regular bail.

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2. The case of the prosecution is that the petitioners were found transporting fourteen units of normal sand in two vehicles under the guise of a forged permits. Consequently, the present case was registered against the petitioners.

3. Learned counsel appearing for the petitioners submits that the petitioners are innocent and have been falsely implicated in the present case. He submits that the vehicle has already been secured by the authorities concerned. He further submits that the petitioners have been incarcerated in judicial custody since 25.09.2026. Hence, the petitioners may be granted bail.

4. On the other hand, the learned Additional Public Prosecutor appearing for the respondent strongly opposes the grant of bail to the petitioners.

5. Hearing both sides and perusing the materials on record, this Court takes note of the fact that the vehicles used for the commission of the alleged offence have already been secured and the quantity involved is fourteen units of normal sand. Considering the nature of the present offence, the quantum of the seized material, the period of custody undergone by the petitioners and the stage of the investigation, this Court is inclined to grant bail to the petitioners, but with stringent conditions to ensure their appearance and good conduct.

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6. Accordingly, the petitioners are ordered to be released on bail on their executing 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 **Judicial Magistrate No.II, Arakkonam,** and on further conditions that:

[a] The sureties shall affix his 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 the identity proofs to ensure his identity;

[b] The petitioners shall report before the respondent police daily at 10.30 a.m. until further orders;

[c] The petitioners are directed to produce a Demand Draft for a sum of **Rs.1,40,000/- (Rupees One Lakh and Forty Thousand only)** in favour of the 'The Chairman/District Collector, **The District Mineral Foundation Trust of Ranipet District'**, (Non refundable) before the learned Judicial Magistrate No.II, Arakkonam;

[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 realize and utilize 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 not abscond either during investigation or trial;

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[f] The petitioners shall not tamper with the evidence or witness either during investigation or trial;

[g] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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)13 SCC 283]; and

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

23-10-2026

Neutral Citation: Yes/No

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Note:

1. Registry is directed to forthwith upload this order on the Official Website of this Court.

2. All concerned to act on this order being uploaded on Official Website of this Court without insisting on certified hard copies. To be noted, this order, when uploaded on the official website of this Court, will be watermarked and will also have a QR code.

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To

1. The Judicial Magistrate No.II,
   Arakkonam.

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

3. The Superintendent,
   Central Jail, Vellore.

4. The Public Prosecutor,
   High Court of Madras.

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N.RAMESH, J.

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