Order QR

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 31480 of 2026

CNR: {HCMA012577042026}

1. Radhakrishnan
   S/o Perumal,
   No.1, Pillaiyar Kovil Street,
   Rangapuram Village,
   Vellore District.
2. Dhayalan
   S/o Annamalai,
   No.11, Pillayar Kovil Street,
   Narayanapuram Village,
   Vellore District.

..Petitioner(s)

Vs

1. The State Rep. by, The Inspector of Police
   Arni Taluk Police Station,
   Tiruvannamalai District.
   Crime No.220 of 2026.
2. P.Praveen
   The Assistant Geology Officer,
   Department of Geology and Mining,
   Office of Collectorate,
   Tiruvannamalai.

..Respondent(s)

Prayer: Criminal Original Petition filed under Section 528 of BNSS, to call for the entire records connected with the Impugned FIR in Cr.No.220 of 2026 pending investigation on the file of the 1st Respondent Police and quash the same and pass such further or other orders as this Honble Court.

For Petitioner(s): Mr.Sathiyaraj E.

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For Respondent(s): Mr.R.Ganesh Kumar,
Additional Public Prosecutor

ORDER

This Criminal Original Petition has been filed to quash the impugned FIR in Crime No.220 of 2026 pending on the file of the respondent Police for the offences punishable under Sections 303(2), 326(a) of BNS and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957.

2. The case of the prosecution is that the petitioners were illegally transporting 6 units of stones in a lorry bearing Registration No.TN-23-DP-8877 without any valid licence. Hence, the first respondent has registered the FIR against the petitioners under sections 303(2), 326(a) of BNS Act and Section 21(1) of Mines and Minerals (Development and Regulation) Act, 1957. To quash the same, the present petition has been filed.

3. Heard both sides and perused the materials available on record.

4. On a perusal of records it is revealed that the Deputy Director of Geology and Mining Department had issued a Transport permit dated 27.05.2026 under Lessee ID No. RNP230405 and Mine Code No. RNPN0033, authorising to transport rough stone in the vehicle bearing Registration No.TN-23-DF-8877.

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5. In view of the above circumstances the petitioner had transported rough stone in accordance with law and a valid transport permit has been issued by the concerned authorities. Therefore, no offence is made out as against the petitioner and the FIR cannot be sustained.

6.Accordingly, this Criminal Original Petition stands allowed and the FIR in Crime No..220 of 2026 on the file of the first respondent police is hereby quashed as against the petitioner.

29-10-2026

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

SMN
To.

1. The Inspector of Police
Arni Taluk Police Station,
Tiruvannamalai District.

2. The Assistant Geology Officer,
Department of Geology and Mining,
Office of Collectorate,
Tiruvannamalai.

3. The Public Prosecutor,
High Court, Madras

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G.K.ILANTHIRAIYAN, J.

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