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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31889 of 2026

CNR: {HCMA012620902026}

Muniyan

Case QR

..Petitioner(s)

Vs

State Rep.by, The Inspector of Police
Chetpet Police Station,
Tiruvannamalai District.
(Crime No.293 of 2026)

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, praying to enlarge the petitioner on bail in the event of arrest by the respondent police or on his appearance before the concerned court in connection with Crime No.293 of 2026 on the file of Inspector of Police, Chetpet Police Station, Tiruvannamalai District.

For Petitioner(s): Kalaikumar S
For Respondent(s): Mr.R.Rajasekaran, Govt.Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offences under Sections 303(2) and 326(a) of BNS 2023, and 21(5) of Mines and Minerals (Development and Regulation) Act, 1957, in Crime No.293 of 2026 the file of the respondent police seeks anticipatory bail.

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2. The allegation against the petitioner is that he had illegally transported 1/4 units of river sand by using a bullock cart without obtaining permission from the competent authorities. Hence, the present petition for anticipatory bail.

3. The learned counsel for the petitioner submitted that the petitioner is innocent, has not committed any of the alleged offences, and has been falsely implicated in this case. He further submitted that he is ready to abide by any stringent condition that may be imposed by this Court and he is ready to co-operate for investigation. Hence, he prays to grant anticipatory bail to the petitioner.

4. Per contra, the learned Government Advocate (Crl.Side) appearing for the respondent police vehemently opposed the grant of anticipatory bail to the petitioner. Upon instructions, he reiterated the prosecution case and submitted that the petitioner had illegally transported ¼ units of river sand by using a bullock cart and he has no previous case.

5. Considering the facts and circumstances of the case, and taking into account the submissions made by both sides, along with the fact that there are no adverse antecedents against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

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6. Accordingly, the petitioner is ordered to be released on anticipatory 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 Judicial Magistrate, Polur,** 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 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., for a period of two weeks, and thereafter, as and when required for interrogation;

(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

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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 abscond, a fresh FIR can be registered under Section 269 of BNS Act.

03-11-2026

MPA

To

1. The Judicial Magistrate, Polur.

2. The Inspector of Police
Chetpet Police Station,
Tiruvannamalai District.
(Crime No.293 of 2026)

3. The Public Prosecutor, High Court of Madras.

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N.RAMESH, J.

MPA

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