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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 04.11.2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32125 of 2026

Narayanasamy

..Petitioner

Vs

State rep by The Sub Inspector of Police
Cheyyar Police Station
Tiruvannamalai District
Crime No.341 of 2026

..Respondent(s)

PRAYER Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on bail in the event of his arrest in Crime No. 341 of 2026 on the file of the respondent police.

For Petitioner(s): Mr.A.Anbharasu

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), 326(a) of BNS, 2023 in Crime No. 341 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 transported 3 units Morambu Sand using bearing Registration No.TN-18-M-7128 without any valid permission from the government. Hence the case.

3. The learned counsel for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution. 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. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that if anticipatory bail is granted to the petitioner, he would indulge similar offences in future. Therefore, he opposed to grant anticipatory bail to the petitioner.

5. Considering the nature of offences, and the petitioner has voluntarily come forward to deposit a sum of Rs.80,000/-, this Court is inclined to grant anticipatory bail to the petitioner with 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 Judicial Magistrate, Cheyyar,** on condition that the petitioner shall execute a

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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 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 is directed to produce a Demand Draft for a sum of Rs.80,000/- (Rupees Eighty Thousand Only) in favour of “The Chairman/District Collector, The District Mineral Foundation Trust of Tiruvannamalai District”, (non refundable) before the learned Judicial Magistrate, Cheyyar.

(d) On production of the above Demand Draft, the learned Judicial Magistrate, Cheyyar, 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) that 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.

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

04.11.2026

MSM

To
1.The Judicial Magistrate, Cheyyar.
2.The Public Prosecutor, High Court, Madras.
3.The Sub Inspector of Police
Cheyyar Police Station
Tiruvannamalai District
Crime No.341 of 2026

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N.RAMESH, J.

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