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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. 32146 of 2026**

*CNR: {HCMA012629912026}*

Case QR

1. Murugan
   S/o.Pattu,
   No.220/13, Vallivagai Village and post,
   Valluvakai, Tiruvannamalai Taluk,
   Tiruvannamalai District.
2. Ramesh
   S/o.Chinnasamy,
   No.35, Marampatti Post,
   Kollanur, Uthangarai Taluk,
   Krishnagiri District.

..Petitioner(s)

Vs

The State rep by the Inspector of Police
Vettavalam police station,
Tiruvannamalai District.
Crime No.215/2026.

..Respondent(s)

**PRAYER :** Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on bail in Crime No.215 of 2026 pending investigation on the file of the respondent

For Petitioner(s): Sathiyaraj E.
For Respondent(s): Mr.M.M.I.Khaleel, Govt.Advocate (Crl.Side)

**ORDER**

The petitioners, who were arrested and remanded to judicial custody on 24.10.2026 for the alleged offence under Section 288 of BNS and section 5 of



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the Explosive Substances Act 1908 and section 9(B)(1)(b) of the Explosive Act 1884 in Crime No.215 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 24.10.2026, during routine patrol duty, the respondent police intercepted two two-wheelers ridden by Accused No.1 (A1) and Accused No. 2 (A2) and seized 200 explosive pieces, 375 metres of safety fuse wire (Sub-Cord), and 10 detonators. It is alleged that A1 owned an explosives godown and was transporting the contraband to A2 pursuant to the latter's order. Hence, the present case was registered.

3. The learned counsel appearing for the petitioners submitted that the petitioners possess valid commercial invoices (enclosed at page no. 13 of the petition) for the said purchase. He further submitted that the second petitioner is merely a purchaser who acquired the explosives for the bona fide purpose of digging a well. He further submitted that the petitioners are ready to abide by any stringent conditions that may be imposed by this Court, he prayed for the grant of bail.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the respondent police opposed the grant of bail. Upon instructions, he reiterated the prosecution case and submitted that the first petitioner (A1) is engaged in the illegal sale of explosives and has one adverse



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antecedent pending against him.

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

6. This is a case involving the illegal possession and transportation of explosive substances. So far as the first petitioner (A1) is concerned, taking into account that he is engaged in the commercial trade of explosives and has one previous case of a similar nature pending against him, this Court is not inclined to grant bail to him, and his application stands dismissed.

7. However, as far as the second petitioner (A2) is concerned, considering that he is only a purchaser with a supporting invoice, noting his purpose of digging a well, and taking into account his period of incarceration, this Court is inclined to enlarge the second petitioner on bail, subject to certain conditions.

8. Accordingly, the second petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Kilpennathur, Tiruvannamalai District,** and on further conditions that:

[a] the sureties shall affix their photographs and Left



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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 their identity;

**[b] the second petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;**

[c] the second petitioner shall not abscond either during investigation or trial;

[d] the second petitioner shall not tamper with the evidence or witness either during investigation or trial;

[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned conditions have been imposed and the petitioner 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];**

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

9.**Accordingly, this Criminal Original Petition in respect of 1st petitioner is dismissed and in respect of 2nd petitioner is ordered.**

**04-11-2026**

MPA



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**Note:**

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

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

To

1.The Judicial Magistrate, Kilpennathur, Tiruvannamalai District.

2. The Inspector of Police
Vettavalam police station,
Tiruvannamalai District.
Crime No.215/2026.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.



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**N.RAMESH, J.**

**MPA**

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