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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. 32075 of 2026

CNR: {HCMA012644612026}

Case QR

Rajkumar
S/o Ayothi,
No.444, Pudupet Village and Post,
Chengam Taluk,
Tiruvannamalai District.

..Petitioner(s)

Vs

State Rep. by The Inspector of Police
Chengam Police Station,
Tiruvannamalai District.
Crime No.296/2026

..Respondent(s)

To enlarge the petiitoner on bail in the event of his arrest pending in Crime No.296/2026 on the file of Respondent Police and thus render justice.

For Petitioner(s): VENKATESAN S L

For Respondent(s): Mr.R.Rajasekaran
Govt. Adv. Crl. Side.

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ORDER

The petitioner apprehends arrest for the alleged offence under Sections 303(2), 326(a) of BNS 2023 in Crime No.296 of 2026 on the file of the respondent police seeks anticipatory bail.

2.The case of the prosecution is that the petitioner illegally transported 1/4 unit odai river sand using bullock cart accompanied TN-25-BF-8719 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 in similar offences in future. However, he opposed to grant anticipatory bail to the petitioner.

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5. Considering the facts and circumstances of the case and the petitioner is not having any previous case, this Court is inclined to enlarge him on anticipatory bail, subject to certain conditions.

6. 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 **Judicial Magistrate, Chengam, Tiruvannamalai District,** on condition that the petitioner shall execute a 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;

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(c) The petitioner is directed to produce a Demand Draft for a sum of Rs.60,000/- (Rupees Sixty Thousand only), in favour of the 'The Chairman/District Collector, The District Mineral Foundation Trust of Tiruvannamalai District', (non refundable) before the learned Judicial Magistrate, Chengam, Tiruvannamalai District,

(d) On production of the above Demand Draft, the learned Judicial Magistrate, Chengam, Tiruvannamalai District, is directed to take necessary steps to hand over the same to the District Collector. Upon receipt of the said amount, the District Collector concerned 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 petitioner shall report before the respondent police daily at 10.30 am for a period of two weeks and thereafter, as and when required for interrogation;

(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];***

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

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Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

MSM

To

1.The **Judicial Magistrate, Chengam, Tiruvannamalai District.**

2.The Public Prosecutor, High Court, Madras.

3.The Inspector of Police
Chengam Police Station,
Tiruvannamalai District.
Crime No.296/2026

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N.RAMESH, J.

MSM

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