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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 34670 of 2026

CNR: {HCMA012756102026}

Murugan
S/o.Pattu,
No.220/13, Vallivagai Village and post,
Valluvakai, Tiruvannamalai Taluk,
Tiruvannamalai District.

Case QR

..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 petitioner on bail in crime no.215 of 2026 pending investigation on the file of the respondent and thus render justice.

For Petitioner(s): Mr.Sathiyaraj E.

For Respondent(s): Mr.M.M.I. Khaleel
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 24.10.2026 for the alleged offences under Section 288 of BNS Act and Section 5 of the Explosive Substances Act 1908 and Section 9(B)(1)(b) of the Explosive

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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 petitioner submitted that this is the second bail application filed by the petitioner. He further submitted that the petitioner has been falsely implicated in the present case and that he has not committed any offence as alleged by the prosecution. He would further submit that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the petitioners.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and opposed the grant of bail on the ground that the petitioner has one previous case pending against him.

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

6. It is a case of illegal transport of explosives. The petitioner is the first accused. The second accused has already been granted bail by this Court on 04.11.2026. According to the prosecution, on 24.10.2026, both the accused carried 200 explosives sticks, 375 metres of fuse wire and 10 detonator on a two wheeler. The petitioner owns an explosives godown and was supplying explosives to the second accused. The petitioner was arrested on 24.10.2026. The specific allegation against the petitioner is that the explosives were handled without proper care and caution required under law.

Considering the above facts and circumstances of the case, the fact that the co-accused has already been granted bail and the period of incarceration already undergone by the petitioner, this Court is inclined to enlarge the petitioners on bail on certain conditions.

7. Accordingly, the petitioners are ordered to be released on bail on their executing a separate 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 petitioners shall report before the respondent police daily at 10.30 a.m., for a period of 15 days and thereafter as and when required for interrogation;

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

[d] the petitioners 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 petitioners in accordance with law as if the aforementioned conditions have been imposed and the petitioners 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.

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DRL

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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.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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