



CRL OP(MD). No.527 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 09/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.527 of 2026

1. S.Rajagopal
2. P.Vanaraja
3. G.Micheal
4. V.Nagapandi ... Petitioners/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Saptur Police Station,
Madurai District.
Crime No.166 of 2025. ... Respondent/Complainant

For Petitioner : Devarajan P,
Advocate.

For Respondent : Mr.A.S.Abul Kalaam Azad,
Government Advocate (Crl.Side)

PRAYER :-

C-33AB. For Anticipatory Bail in Crime No.166 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-



CRL OP(MD). No.527 of 2026

WEB COPY The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS r/w Section 21(1) of the Mines and Minerals (Development & Regulation Act) 1957, in Crime No. 166 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioners along with other accused persons have illegally transported gravel sand in two tipper lorries, without any permission. Hence, the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they are no way connected with the alleged occurrence as stated by the prosecution. He further submitted that the petitioners are ready and willing to abide by any



CRL OP(MD). No.527 of 2026

conditions that may be imposed by this Court.

Hence, he seek anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl. side) submitted that the 1st petitioner has 6 previous cases, the 2nd petitioner has 6 previous cases, the 3rd petitioner has 3 previous cases and the 4th petitioner has no previous case. Hence, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and also the fact that the property has been recovered, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or



CRL OP(MD). No.527 of 2026

on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the District Munsif cum Judicial Magistrate Court, Peraiyur, on condition that each of the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the District Munsif cum Judicial Magistrate Court, Peraiyur, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

(a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the 1st and 2nd petitioners shall make a non refundable deposit of Rs. 5,000/- (Rupees Five Thousand only) each,



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CRL OP(MD). No.527 of 2026

and the 3rd petitioner shall make a non refundable deposit of Rs.3000/- (Rupees Three thousand only), to the credit of the Head Master, Government Boys Higher Secondary School, Y.Othakadai, Madurai District, in SBI Account No.30162368975, IFSC No.SBIN0002246, State Bank of India, Y.Othakadai Branch, Madurai District. This fund shall be utilized for the purpose of purchasing furniture (Benches & Desks) for newly constructed class rooms under 'Namakku Naame' Scheme and since the 4th petitioner has no previous case, he is exempted from paying cost; on such deposit being made, the Magistrate shall accept the sureties furnished by the petitioners;

(c) the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders;

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners shall not abscond either during investigation or trial;



CRL OP(MD). No.527 of 2026

(f) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the 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) AIR SCW 5560]* and;

(g) if the accused/petitioner thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

09.01.2026

PJL

To

1. District Munsif cum Judicial Magistrate, Peraiyur.
2. The Inspector of Police,
Saptur Police Station, Madurai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

6/7



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CRL OP(MD). No.527 of 2026

S.SRIMATHY, J

PJL

ORDER
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