



CRL OP(MD). No.1557 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 28/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.1557 of 2026

Arumugam

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police,
Sakkottai Police Station,
Sivagangai District.
Crime No.2 of 2026.

... Respondent/Complainant

For Petitioner : Mr. D.Venkatesh,
Advocate.

For Respondent : Mr.S.S. Manoj,
Government Advocate (Crl.Side)

PRAYER :-

For Anticipatory Bail in Crime no.2 of 2026 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

1/6



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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 303(2) of BNS, 2023 and Section 21(4) of Mines and Minerals (Development and Regulation) Act in Crime No.2 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner herein is said to have illegally transported one unit of Savudu sand. Hence, the complaint.

3. The learned Government Advocate (Crl. side) submitted that there is one previous case pending against the petitioner and the investigation of the case is pending.

4. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. side) appearing for the respondent Police.



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5. Taking into consideration of the facts and circumstances of the case and also the fact that the petitioner is the owner of the vehicle, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, on condition that 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 learned Judicial Magistrate, Karaikudi within a period of fifteen days from the date of receipt of a copy of this order and on further conditions that:

(a) the petitioner 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 petitioner shall make a non refundable



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deposit of Rs.2,000/- (Rupees Two Thousand only) to the credit of the Headmistress, General Fund A/C, Government Boys Higher Secondary School, Y. Othakadai, in State Bank of India Account No. 30162368975, MICR Code: 625002008; Othakadai Branch, Madurai. This fund shall be utilized for the purpose of purchasing furniture and other basic needs of the school, without prejudice to his contentions and rights before the trial Court, and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioners;

(c) 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;

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

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

(f) on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the



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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) AIR SCW 5560]* and;

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

(S S Y J)
28.01.2026

TRP

TO

1. Judicial Magistrate, Karaikudi
2. The Inspector of Police,
Sakkottai Police Station,
Sivagangai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY,J

TRP

ORDER
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