



CRL OP(MD). No. 7041 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 09.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

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Iyappan ...Petitioner/Sole Accused

Vs

State of Tamil Nadu rep. by  
The Inspector of Police,  
Murappanadu Police Station,  
Thoothukudi District.  
(Crime No.276 of 2015)

...Respondent/Complainant

For Petitioner:Mr.S.Kishore Kumar  
For Respondent:Mr.P.Kottai Chamy  
Government Advocate (Crl. Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-to enlare the petitioner on bail in  
Spl.S.C.No.122 of 2025 on the file of the  
Principal Sessions Judge, Thoothukudi, in Crime  
No.276 of 2015 on the file of the respondent  
Police.



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ORDER : The Court made the following order :-

The petitioner/Sole Accused, who was arrested and remanded to judicial custody on 06.03.2026 for the offences punishable under Section 379 of IPC, and Section 25(1) of Mines and Minerals (Development @ Regulation) Act, 1957, in Crime No.276 of 2015 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner committed the theft of sand. Hence, the respondent Police registered a case in Crime No.276 of 2015 and conducted enquiry. After completing enquiry, the respondent police filed a final report and the same was taken on file in Spl.S.C.No.122 of 2025 by the learned Principal Sessions Judge, Thoothukudi and the trial was commenced. Hence, the complaint.



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3. It is not in dispute that since the petitioner has not turned up for the hearing, Non-Bailable Warrant (NBW) was ordered to be issued on 09.10.2025 and the same was executed on 06.03.2026 and he is still in judicial custody.

4. The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution. Hence, he prays to grant bail to the petitioner.

5. The learned Additional Public Prosecutor appearing for the respondent would submit that due to non-appearance, the Non-Bailable Warrant was issued against the petitioner. Hence, he strongly opposed to grant bail to the petitioner.

6. This Court heard both sides and perused the materials available on record.



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[a] Accordingly, the petitioner is ordered to be released on bail on condition to 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 Principal Sessions Judge, Thoothukudi, and on further conditions that:

[b] **the petitioner shall report before**



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**the learned Principal Sessions Judge,  
Thoothukudi, on all working days at 10.30  
a.m., until further orders.**

[c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/she is suspected;

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

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take



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appropriate action against the petitioner in accordance with law as if the 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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

(P D B J)

09.04.2026

vsg



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To  
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1.The learned Principal Sessions Judge,  
Thoothukudi.

2.The Inspector of Police,  
Murappanadu Police Station,  
Thoothukudi District.

3.The Superintendent, Central Prison,  
Thoothukudi.

4.The Additional Public Prosecutor,  
Madurai Bench of Madras High Court, Madurai.



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**P. DHANABAL, J**

vsg

ORDER  
IN  
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