



CRL OP(MD). No. 7759 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No. 7759 of 2026

Sakkeer K K

...Petitioner/Accused

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Srivilliputhur Police Station,
Viruthunagar District.
(Crime No.167 of 2026)

...Respondent/Complainant

For Petitioner : Mr.Sankar M,
Advocate.

For Respondent : Mr.M.Karunanithi,
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER : For Anticipatory Bail in Crime No.167 of 2026 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent for the offences punishable under Section 7(1)(a)(ii) of the



CRL OP(MD). No. 7759 of 2026

Essential Commodities Act, 1955, in Crime No.167 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 26.03.2026, at about 10.30 p.m., the officials intercepted a 12-wheeler lorry bearing Registration No.KL-11-BP-4898 and found that the accused persons were illegally transporting fertilizers to other districts without any valid permit. Hence, the present case.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and has been falsely implicated in this case, and that he is in no way connected with the aforesaid incident. He has not committed any offence as alleged by the prosecution. He would further submit that the petitioner is merely the owner of the lorry and that the driver of the lorry, who is one of the accused in this case, has already been granted anticipatory bail by this Court in Crl.O.P.(MD)No.6829 of 2026 on 08.04.2026. Hence, he prays for the grant of anticipatory bail to the petitioner.



CRL OP(MD). No. 7759 of 2026

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the accused persons illegally transported essential commodities, namely fertilizers, in a lorry bearing Registration No.KL-11-BP-4898, without any proper permission, and that the petitioner is the owner of the aforesaid lorry, and that there are no previous cases registered against the petitioner. He would further submit that the driver of the lorry has already been granted anticipatory bail by this Court. However, he opposes the grant of anticipatory bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions made on either side and further considering the fact that the petitioner is not a named accused in the FIR and there is no mention of the quantity of the commodities in the FIR, and that, as per the prosecution, the petitioner is merely the owner of the vehicle involved in the offence, and further considering that there are no previous cases registered against the petitioner, and also considering that the driver of the lorry has already been granted



CRL OP(MD). No. 7759 of 2026

anticipatory bail by this Court, this Court is inclined to grant anticipatory bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on anticipatory 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 Judicial Magistrate No.I, Srivilliputhur, and on further conditions that:

[b] the petitioner shall report before the respondent police once in a week i.e. on every Saturday at 10.30 a.m. for a period of four weeks;

[c] the petitioner shall not commit any offences of similar nature.

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

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

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



CRL OP(MD). No. 7759 of 2026

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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 B.N.S.

(P D B J)
30.04.2026

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To

- 1.The Judicial Magistrate Court No.I,
Srivilliputhur.
- 2.The Inspector of Police,
Srivilliputhur Police Station,
Viruthunagar District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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CRL OP(MD). No. 7759 of 2026

P. DHANABAL, J.

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ORDER
IN
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