



CRL OP(MD). No.9495 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20/05/2026

PRESENT

The HONOURABLE MR. JUSTICE R.VIJAYAKUMAR

CRL OP(MD). No.9495 of 2026

Suresh

... Petitioner/3rd Accused

Vs

State of Tamilnadu Rep by
Inspector of Police,
Samayapuram Police Station,
Trichy District. (Cr.No. 152 of 2026)

... Respondent/Complainant

For Petitioner : M/s.M.Venkatesan,
Advocate.

For Respondent : Mr.A. Albert James,
Government Advocate (Crl.Side)

PRAYER :-

For Anticipatory Bail in Crime No. 152 of 2026 on the file of the
Respondent Police.

ORDER : The Court made the following order :-



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The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 303(2) of BNS, 2023 r/w. 21(4) of Mines and Minerals (Development & Regulation) Act, 1957 in Crime No.152 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 17.04.2026, upon receiving secret information, the respondent Police conducted a vehicle check, and at that time, the petitioner herein is alleged to have illegally transported four units of river sand by using a lorry. Hence, a case has been registered against the accused for the aforesaid offences. Hence, this petition.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and has not committed any offence as alleged by the prosecution, and his name has been falsely implicated in the case. Hence, he prays for the grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) fairly submits



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that the petitioner is the owner of the vehicle, that the property has been recovered, that no previous case is pending against the petitioner, that the co-accused, viz., A1 and A2, have already been released on bail, and that the investigation is still pending. Hence, 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, the nature of the offences charged against the petitioner, and the fact that the property has already been recovered, that no previous case is pending against the petitioner, and that the co-accused have already been released on bail, I am inclined to grant anticipatory bail to the petitioner subject to certain conditions.

7. 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



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learned Judicial Magistrate No.III, Trichy, within a period of fifteen days from the date on which the order copy is made ready 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 report before the respondent police daily at 10.30 a.m. until further orders;

[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 appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner



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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, 2023.

(R V J)
20.05.2026

TRP

TO

1. Judicial Magistrate No.III, Trichy
2. Inspector of Police, Samayapuram, Police Station, Trichy District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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R.VIJAYAKUMAR,J

TRP

ORDER
IN
CRL OP(MD) No.9495 of 2026

Date : 20/05/2026