

IN THE COURT OF PRINCIPAL DISTRICT & SESSIONS JUDGE,
PERAMBALUR, STATE OF TAMILNADU.

Present: Thiru. V. Padmanabhan, M.A., M.L., D.H.,
Principal District and Sessions Judge.

Thursday, this the 12th day of March, 2026

CrI.M.P.No.275/2026
(CNR No.TNPB01-000443-2026)

Pandiyan, 56/2026,
S/o.Duraisamy @ Dhuraisamy.

...Petitioner/Accused

-vs-

State Rep. by
the Sub Inspector of police,
Maruvathur P.S.
In Cr. No.35/2026.

... Respondent/Complainant.

Petition dated 07.03.2026 through e-filed U/s.482 of BNSS Act seeking anticipatory bail to the petitioner.

This petition coming on this day before me for order in the presence of Thiruvalargal.T.Balamurugan and K.Dhineshkumar, Advocates for the petitioner and the Public Prosecutor for the State and upon hearing both sides, this Court has delivered the following...

ORDER

The petitioner/accused seeks anticipatory bail for the alleged offences under Sections 303(2) of BNS r/w. 21(4) of MMDR Act.

2. The learned Counsel appearing for the petitioner/accused would submit that the petitioner did not involve in this case incident as alleged by prosecution; case property was recovered; the petitioner is a owner of the vehicle; the petitioner have valid permit, but due to laps of time FIR was registered, while transporting the rough stones; that if he is released on

anticipatory bail he will abide the conditions of this Court and that he may be released on anticipatory bail.

3. On the other hand, the learned Public Prosecutor contended that the petitioner has illegally transported 6 units of rough stones in a lorry; if he is released on anticipatory bail, he will commit the similar in nature of offence again and that the petition may be dismissed.

4. Upon hearing both side arguments, as per the FIR averments, it is seen that at the time of alleged incident, the petitioner has transported 6 units of rough stones. The properties were secured. Further, the defacto complainant and other witnesses are Govt. officials and there is no possibility for tampering the witnesses. It is fairly conceded on prosecution that no any previous case is reported against the petitioner. The copy of the permit also produced and perused.

In the above circumstances, the petitioner has filed a copy of permit, the petitioner has no other cases pending against him and in the interest of justice, this Court is inclined to grant anticipatory bail to the petitioner herein subject to the following conditions:

(i) that the petitioner/accused in the event of his arrest or surrender before the learned **Judicial Magistrate No.II, Perambalur** within 15 days from the date of this order and on such arrest or surrender the petitioner is ordered to be enlarged on anticipatory bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only) with two sureties** for a like sum, to the satisfaction of the **learned Judicial Magistrate No.II, Perambalur; if the petitioner/accused is not surrender within 15 days from the date of this order this anticipatory bail shall stands cancelled automatically;**

(ii) the sureties shall affix their photograph 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.

(iii) the petitioner/accused shall appear and sign before the **respondent police daily at 10.00 a.m. for 3 weeks.**

(iv) the petitioner/accused shall not tamper with evidence or witness either during investigation or trial.

(v) the petitioner/accused shall not abscond either during investigation or trial.

(vi) 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 conditions have been imposed and the petitioner released on anticipatory 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].

(vi) If the accused thereafter absconds, a fresh FIR can be registered U/S.269 of BNS.

Pronounced by me in open Court, this the 12th day of March, 2026.

Principal District & Sessions Judge,
Perambalur.