



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2026

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THE HON'BLE MR.JUSTICE P. DHANABAL

CRL.O.P.No.12374 of 2026

Selvaraj

..Petitioner

Vs

The State represented by
The Inspector of Police
Gangavalli Police Station,
Salem District.

..Respondent

PRAYER: - The Criminal Original Petition is filed under Section 482 of B.N.S.S., Act, to enlarge the Petitioner on bail in the event of his arrest in Crime No. 120 of 2026 on the file of Gangavalli Police Station, Salem and pass such other or further orders as this Honble Court deem fit and proper in the circumstance of this case and thus render justice.

For Petitioner : Mr.Ganesan T

For Respondent : Mr.S.Balaji,
Government Advocate.

ORDER

The petitioner herein apprehending arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(C) of Tamil Nadu Prohibition (Amendment) Act 2004 and 4(1-A) of Tamil Nadu Prohibition Act, in Crime No.120 of 2026 on the file of the respondent police, seeks anticipatory bail.



2. The case of the prosecution is that while the respondent police were on patrol duty at Goodamalai village, they conducted a search at the petitioner's house and seized a large quantity of commercial liquor bottles of various brands, including Monitor Brandy, Men's Club Brandy, and Diamond Brandy. Upon inquiry, it was revealed that the petitioner was illicitly selling the said liquor at an excessive rate without any valid license. Hence the case.

3. The learned counsel for the petitioner submitted that the respondent police have registered a false case against the petitioner. He further submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Therefore, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) reiterated the prosecution case and submitted that the petitioner is having four previous cases. Hence, he vehemently opposed 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 the nature of the offenses alleged quantity involved in this case, and further taking note of the fact that although there are four previous cases pending against the



petitioner, he has been granted bail in all those matters, this Court is inclined to grant anticipatory bail to the petitioner, subject to the following conditions

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7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date on which the order copy made ready, before the **Judicial Magistrate No.2, Attur** 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 Magistrate concerned and on further condition that:

[a] The petitioner shall report before the respondent police at Rasipuram Police Station daily at 10.00 a.m. until further orders;

[b] 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;

[c] the petitioner shall not leave India without the previous permission of the Court;

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

[e] 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 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].

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[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 269 B.N.S.2023.

14-05-2026

Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No
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To

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1. The Inspector of Police
Gangavalli Police Station,
Salem District.
2. The Judicial Magistrate No.2, Attur.
3. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J.

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