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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30807 of 2026

CNR:{HCMA012559962026}

Murugan @ Manbanai Murugan
S/o Balraj,
Residing at No. 2/32,
Nadu Theru, Thathakulam,
Kamuthi, Pudukottai,
Ramanathapuram District 623 603.

..Petitioner(s)

Vs

The State Represented by
The Inspector of Police,
Palladam Police Station,
Tiruppur District.
(Crime No.1041 of 2026)

..Respondent(s)

PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita (BNSS) 2023, to grant anticipatory bail to the petitioner in Crime No.1041 of 2026 on the file of the inspector of police Palladam police station Tiruppur District and pass such or other and further order.

For Petitioner(s): Mr.Dhilipan Pandian R L

For Respondent(s): Mr.R.Rajasekaran,
Counsel for Government of Tamil Nadu
(Crl. Side)

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Order

The petitioner, apprehending arrest at the hands of the respondent Police for the alleged offences punishable under Section 4(1)(b) of the Tamil Nadu Prohibition Act, as amended by the Tamil Nadu Prohibition (Amendment) Act, 2024, in Crime No.1041 of 2026 on the file of the respondent Police, has approached this Court seeking anticipatory bail.

2.The case of the prosecution is that, on 04.10.2026, at about 09.00 p.m., the respondent police received secret information regarding the illegal sale of liquor at the petitioner's house. On reaching the premises, the petitioner allegedly fled. The respondent police searched the premises and seized 354 bottles of 180 Ml Express brandy and 11 bottles of 650 ml Kingfisher beer, totalling 365 bottles, from beneath the staircase, without valid licence. Hence, the case.

3.The learned counsel for the petitioner submitted that the petitioner is innocent, has been falsely implicated in this case and has not committed any offence as alleged by the prosecution. He also submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court and sought anticipatory bail for the petitioner.

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4.The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed to grant anticipatory bail to the petitioner. He further submitted that ten previous cases are pending against him.

5.The learned counsel for the petitioner submitted that, though ten previous cases have been mentioned by the prosecution, they are not similar in nature and all the cases pertain to IPC offences.

6.I have given anxious consideration to the submissions made by the learned counsel on either side and also perused the records available.

7.Considering the facts and circumstances of the case, the nature and quantity of the liquor seized, this Court is inclined to enlarge the petitioner on bail, subject to the following conditions.

8.Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on her appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate, Palladam,** on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only),** with **two**

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sureties each, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left thumb impression in the application for surety ship (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019]'. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) The petitioner shall report before the respondent police daily at 10:30 A.M., until further orders;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner is released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560];***

(e) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

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To

1.The Judicial Magistrate,
Palladam.

2.The Inspector of Police,
Palladam Police Station,
Tiruppur District.

3.The Public Prosecutor,
High Court,
Madras.

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N.RAMESH J.

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