Order QR

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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. 30717 of 2026

CNR:{HCMA012560622026}

1. Chinnappan
   S/o. Gondu
   No. 2/43, Madha Kovil Street,
   Aadurkolappakkam Village,
   Kottamarudur Taluk,
   Villupuram District.

2. Priya
   W/o. Sivagurunathan,
   No. 2/33, Madha Kovil Street,
   Aadurkolappakkam Village,
   Villupuram District.

..Petitioner(s)

Vs

The State Rep By, The Inspector of Police,
The Inspector of Police,
Arakandanallur Police Station,
Villupuram District.
(Crime No.233 of 2026)

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioners on Anticipatory bail, in the event of their arrest by the respondent police, pending investigation of the case in Crime No.233 of 2026 on the file of the respondent police and thus render justice.

For Petitioner(s): Mr.M.Kalaiyarasan

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

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The petitioners apprehend arrest for the alleged offence under Sections 4(1)(A), 4(1)(C) of Tamil Nadu Prohibition (Amendment) Act 2024 in Crime No.233 of 2026 on the file of the respondent police seek anticipatory bail.

2.The case of the prosecution is that, on 19.06.2026, during an inspection, the police seized liquor bottles from A1 and A3 in connection with the illegal sale of liquor. A1 was found in possession of 22 bottles of 180 ML Old Chef liquor and five bottles of 180 ML Mclen Brandy. Thereafter the respondent police recovered two bottles of 180 ML Mclen Branch from the house of A3. Hence, the case.

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

4.The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed to grant anticipatory bail to the petitioners. He further submitted that no previous case is pending against them.

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

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

7.Accordingly, the petitioners are 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 District Munsif and Judicial Magistrate, Thiruvennainallur,** on condition that **the petitioners shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only),** with **two sureties each,** for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioners fail 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;

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(c) The petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners are 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 petitioners thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

23-10-2026

AH

To

1.The District Munsif and Judicial Magistrate,
Thiruvennainallur.

2.The Inspector of Police,
Arakandanallur Police Station,
Villupuram District.

3.The Public Prosecutor,
High Court,
Madras.

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N.RAMESH J.

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