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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32206 of 2026

Murugesan,
S/o.Kaliyappan,
Poonjolaigounder,
Pudhuoddupatti,Bommidi,
Dharmapuri District. ...Petitioner/Accused

Vs

State rep.by:
The Inspector of Police,
Bommidi Police Station,
Dharmapuri District. ...Respondent/Complainant
Crime No.196/2024

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.196 of 2026 on the file of the Inspector of Police, Bommidi, Dharmapuri District.

For Petitioner(s): Mr.M.Selvam

For Respondent(s): Mr.M.M.I.Khaleel,
Govt.Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 24.10.2026 for the alleged offence under Section 4(1) (C), R/W 4(1)(A)(II) of TNP Act, in Crime No.196 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that the petitioner was found in illegal possession of 30 Government liquor bottles benath the railway flyover near Vidivelli Nagar, which were seized by the respondent police. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner has been in judicial custody since 24.10.2026 and is innocent and has been falsely implicated in this case. He further submitted that the petitioner is ready to abide by any stringent conditions imposed by this Court and to cooperate with the investigation.

4. Per contra, the learned Government Advocate (Criminal Side) submitted that the accused was illegal possession of 30 Government liquor bottles and the properties were recovered. He further submitted that no previous cases is pending against the petitioner. Hence, he opposes the grant of bail to the petitioner.

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

6. Considering the facts and circumstances of the case, the period of custody undergone by the petitioner, and the nature of the allegations, this Court is inclined to grant bail to the petitioner, subject to the following conditions;

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7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, for a like sum to the satisfaction of the **learned Judicial Magistrate, Pappireddipatti,** and on further conditions that:

[a] 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 the identity proofs 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 abscond either during investigation or trial;

[d] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];**

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

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Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1.The Judicial Magistrate, Pappireddipatti.

2. The Inspector of Police,
Bommidi Police Station,
Dharmapuri District.

3.The Superintendent,
Sub Jail, Harur.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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