



CRL OP(MD). No.2420 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 06.02.2026

PRESENT

The HONOURABLE **MRS. JUSTICE S.SRIMATHY**

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Sureshkumar ... Petitioner/A1

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Kadamalaikundu Police Station,
Theni District.
(In Crime No.67 of 2026) ... Respondent/Complainant

For Petitioner : Mr.C.Susikumar
Advocate.

For Respondent : Mr.S.S.Manoj,
Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- C-33AB For Anticipatory Bail in Crime No.
67 of 2026 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the
hands of the respondent police for the offences



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punishable under Section 6(b) r/w 24(1) of Cigarette and other Tobacco Products Act, and Section 275 and 323 of BNS, 2023, in Crime No.67 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and other accused persons were found in illegal possession of banned tobacco products. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) for the respondent police submitted that there are two previous cases pending against the petitioner, which are similar in nature. Hence, he



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opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also considering the nature of offence, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, this petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Aundipatti, within a period of fifteen days from the date on which the order copy is made ready and on further conditions that:

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their



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Aadhaar card or bank pass book to ensure their identity;

[b] At the time of producing sureties, the petitioner is directed to file an undertaking affidavit stating that he should not involve in such offences in future.

[c] the petitioner shall report before respondent police daily at 10.30 a.m, until further orders.

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

[e]the petitioner shall not abscond either during investigation or trial;

[f]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 is



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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];

[g] If the petitioner/accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

06.02.2026

vsg

TO

- 1.The learned Judicial Magistrate, Aundipatti.
- 2.The Inspector of Police,
Kadamalaikundu Police Station,
Theni District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S.SRIMATHY, J.,

vsg

ORDER
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