



CRL OP(MD). No.2622 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10.02.2026

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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Mariselvam

... Petitioner/Accused

Vs

The State of Tamil Nadu
Rep.By, the Inspector of Police,
Prohibition and Excise Wing,
Srivilliputhur,
(Crime No.3 of 2026)

... Respondent/Complainant

For Petitioner : Mr.T.Bashyam
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.3 of 2026 on the file of
the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(c), 4(1)(A) and 4(1)(B) of Tamil Nadu Prohibition (Amendment) Act 2024, in Crime No.3 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The prosecution's case is that the first accused was found in possession of liquor bottles and was engaged in selling them. It is further alleged that the first accused stated he sold the liquor bottles under the directions of the present petitioner. Based on these allegations, the complaint has been filed.

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 based on the confession of co-accused, the petitioner was falsely implicated in this case. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he



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seeks anticipatory bail to the petitioner.

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4. The learned Additional Public Prosecutor submitted that there are no previous case pending against the petitioner and the property has been recovered. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that the property has been recovered and there are no previous case pending against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, 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) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No -II, Srivilliputhur, within a period of fifteen days from the date on which the order copy was made ready and on further conditions that:



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[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 Aadhaar card or bank pass book to ensure their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one week and thereafter, as and when required for interrogation.

[c]the petitioner shall not tamper with the evidence or witness either during investigation or trial.

[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



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with law as if the conditions have been imposed and the petitioner is 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].

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

(S S Y J)
10.02.2026

msrm

To

- 1.The learned Judicial Magistrate No-II,
Srivilliputhur.
2. The Sub Inspector of Police,
Prohibition and Excise Wing,
Srivilliputhur,
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY,J

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**ORDER
IN
CRL OP(MD). No.2622 of 2026**

10.02.2026