



CRL OP(MD). No.2813 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 11/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.2813 of 2026

1. Dharmaraj @ Rajan
2. Esakkiammal
3. Suresh @ Suresh Kumar ... Petitioners/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police, Thenkarai, Police Station,
Theni District.
Fir No.53 of 2018. ... Respondent/Complainant

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

PRAYER :-

For Anticipatory Bail in Crime no.53 of 2018 on the file of the
Respondent Police.



CRL OP(MD), No.2813 of 2026

ORDER : The Court made the following order :-

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The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 482, 483, 486 and 420 IPC / 345(3), 347(1), 349 and 318(4) of BNS, 2023 in Crime No.53 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioners herein is said to have sold the duplicate beedi in the name of the defacto complainant's brand. Hence, the case.

3. The learned Government Advocate (Crl side) submits that there is three previous cases pending against the A2 and A3 and there is no previous case pending against the A4 and the investigation of the case is pending. He would further submit that co-accused has already been granted bail.

4. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Crl. side) appearing for the respondent



CRL OP(MD), No.2813 of 2026

WEB COPY

5. Taking into consideration of the facts and circumstances of the case and also considering the fact that the petitioners are ready and willing to deposit a sum of Rs.5,000/- each, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, on condition that the petitioners 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, Periyakulam, within a period of fifteen days from the date on which the order copy is made ready and on further conditions that:

(a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;



[b] the petitioners shall make a non refundable deposit of Rs.5,000/- (Rupees Five Thousand only) each to the credit of the Headmistress, General Fund A/C, Government Boys Higher Secondary School, Y. Othakadai, in State Bank of India Account No. 30162368975, MICR Code: 625002008; Othakadai Branch, Madurai. This fund shall be utilized for the purpose of purchasing furniture and other basic needs of the school, without prejudice to his contentions and rights before the trial Court, and on such deposit being made, the learned Judicial Magistrate shall accept the sureties furnished by the petitioner;

(c) the petitioners shall report before the respondent police daily at 10.30 am for a period of four weeks and thereafter, as and when required for interrogation;

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners shall not abscond either during investigation or trial;

(f) on breach of any of the aforesaid conditions, the



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CRL OP(MD), No.2813 of 2026

learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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]* and;

(g) if the accused/petitioners thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

(S S Y J)
11.02.2026

TRP

TO

1. Judicial Magistrate, Periyakulam
2. Inspector of Police, Thenkarai Police Station,
Theni District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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CRL OP(MD), No.2813 of 2026

S.SRIMATHY,J

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ORDER
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