



CRL OP(MD). No.8410 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 29/04/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.8410 of 2026

1. Mugunthan Alias Nazer

2. Praveen

... Petitioners/ Accused No.2 & 3

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
PEW-Thirumangalam,
Madurai.

(Crime No. 101 of 2015).

... Respondent/ Claimanant

PRAYER :-

To grant ANTICIPATORY BAIL to the Petitioners/ Accused No. 2 and Accused No.3 in the event of his arrest pursuant to the Non-Bailable Warrant issued in S.C.No. 261 of 2017 in Crime No. 101 of 2015 on the file of the learned Sub Judge, Thirumangalam.

For Petitioners : P Thanga Prithvi Rajan,
Advocate.



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For Respondent : Mr.M.Karunanithi,
Government Advocate (Crl.Side)

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ORDER : The Court made the following order :-

The petitioners/A2 & A3, who apprehend arrest at the hands of the respondent pursuant to the Non-Bailable Warrant issued by the learned Sub Judge, Thirumangalam, Madurai District, in S.C.No.261 of 2017 for the offences punishable under Sections 4(1)(aaa), 4(1-A) of Tamil Nadu Prohibition Act, and Section 147, 120(B), 465, 468 and 471 of IPC, seek anticipatory bail.

2. The case of the prosecution is that on 29.01.2015, on secret information, the respondent police conducted vehicle check up and found that the accused persons were in illegal possession of large quantities of illicit liquor meant for unlawful sale and distribution. Hence, the case.

3. The learned counsel for the petitioners would submit that the petitioners were already released on bail and since the petitioners have not turned up for the hearing, Non-Bailable Warrant (NBW) was ordered to be issued on 01.04.2026. He would further submit that the petitioners



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are innocent and they were falsely implicated in this case and they are no way connected in the above said incident. He would further submit that due to personal and unavoidable circumstances, they could not appear before the Trial Court. Hence, he prayed to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) fairly admits that already bail was granted to the petitioners and due to non-appearance, Non-Bailable Warrant was issued against the petitioners. Hence, he opposed to grant anticipatory bail to the petitioners.

5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions made on either side and considering the fact that already bail was granted to the petitioners and due to absence, Non-Bailable Warrant was issued and the same is pending, it is appropriate to direct the petitioners to appear before the Trial Court, where the NBW is pending and file an appropriate



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application for cancellation of NBW.

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7. Accordingly, the petitioners are directed to appear before the Trial Court, where the NBW is pending and file an appropriate application for cancellation of NBW pending against the petitioner within a period of fifteen (15) days from the date of receipt of this order. If any such application is filed, the Trial Court is directed to consider the same and pass orders on the same day in accordance with law, on merits.

8. Accordingly, this Criminal Original Petition is disposed of.

29.04.2026

dss



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TO

1. The Sub Judge, Thirumangalam, Madurai District.
2. The Inspector of Police,
PEW-Thirumangalam,
Madurai.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL,J

dss

ORDER
IN
CRL OP(MD) No.8410 of 2026

Date : 29/04/2026