



CRL OP(MD). No. 8474 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29.04.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No. 8474 of 2026

Kumaresan

...Petitioner/Accused

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Palayanur Police Station
Sivagangai.
(Crime No. 35 of 2026)

...Respondent

For Petitioner : Mr.T.Balakrishnan
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No. 35 of 2026 on the file of the
respondent police.

ORDER : The Court made the following order :-

1/6



CRL OP(MD). No. 8474 of 2026

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The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Section 4(1)(A) of the Tamil Nadu Prohibition Act, 1937 in Crime No. 35 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that when the defacto complainant, along with his team, was conducting search regarding illegal possession and storage of liquor, they found that the petitioner was in illegal possession of 1126 litres of liquor. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he is no way connected in the above said incident. He has not committed any offence as alleged by the prosecution. Hence, he prayed to grant Anticipatory Bail to the petitioner.

4. The learned Government Advocate (Crl. Side) would submit that based on the complaint given by the defacto complainant, a case has



CRL OP(MD). No. 8474 of 2026

been registered for the offences punishable under Section 4(1)(A) of the Tamil Nadu Prohibition Act, 1937 in Crime No. 35 of 2026. He further submits that the petitioner has one previous case, which is not similar in nature. He would further submit that the investigation is pending and the offences are grave in nature and hence, he opposed to grant anticipatory bail to the petitioner.

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

6. Considering the rival submissions made on either side and the nature of offences charged against the petitioner, and considering the quantity of liquor involved in this case and considering the facts that though the petitioner has one previous case, the same is not similar in nature and in that case the petitioner was granted bail, I am inclined to grant anticipatory bail to the petitioner, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on anticipatory bail on condition to execute a bond for a sum



CRL OP(MD). No. 8474 of 2026

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of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned District Munsif cum Judicial Magistrate, Thiruppuvanam, Sivagangai, and on further conditions that:

[b] the petitioner shall report before the respondent police, on every Saturday at 10.30 a.m. for a period of four weeks, and thereafter as and when required for the interrogation.

[c] the petitioner shall not commit any offences of similar nature.

[d] the petitioner shall not abscond either during investigation or trial.

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

[f] On breach of any of the aforesaid conditions, the learned Judicial 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 released on bail by the learned Magistrate/Trial Court himself



CRL OP(MD). No. 8474 of 2026

as laid down by the Hon'ble Supreme Court in P.K.Shaji vs.

WEB COPY

State of Kerala [(2005)AIR SCW 5560].

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

(P D B J)
29.04.2026

apd

To

- 1.The District Munsif cum Judicial Magistrate,
Thiruppuvanam, Sivagangai.
- 2.The Inspector of Police,
Palayanur Police Station
Sivagangai.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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CRL OP(MD). No. 8474 of 2026

P. DHANABAL, J

apd

ORDER
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