



CRL OP(MD). No.9605 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 20/05/2026

PRESENT

The HONOURABLE MR. JUSTICE R.VIJAYAKUMAR

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Kengaraj Alias Gangaraj,
S/o. Kumar,
Nadar East Street,
Kongarayakurichi,
Srivaikundam Taluk,
Thoothukudi District.

... Petitioner/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Srivaikundam Police Station,
Thoothukkudi District.
Cr.No.279/2026.

... Respondent/Complainant

For Petitioner : M/s.K.Navaneetha Raja,
Advocate.

For Respondent : Mr.A.Albert James(Crl. Side),
Government Advocate (Crl.Side)

PRAYER :-

C-33AB. For Anticipatory Bail in Crime No.
279/2026 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)(A) and 4(1)(c) of Tamilnadu Prohibition (Amendment) Act, 2024, in Crime No.279 of 2026 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner was found in illegal possession of 1.5 litres palm toddy bottle. 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.



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4. The learned Government Advocate (Criminal Side) submitted that no previous case is pending against the petitioner and the investigation is almost completed. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, 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.I, Srivaikundam, 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



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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 weekly once, ie., on every Monday at 10.30 a.m, until further orders;

[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 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



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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.

(R V J)
20.05.2026

PJL

TO

1. The Judicial Magistrate No.I,
Srivaikundam.
2. The Inspector of Police,
Srivaikundam Police Station,
Thoothukkudi District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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R.VIJAYAKUMAR, J

PJL

ORDER
IN
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