



Crl.O.P.(MD)No.9625 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03.06.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No. 9625 of 2026

Surender

... Petitioner

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Kulathur Police Station,
Thoothukudi District.
(Crime No.159 of 2026)

...Respondents/Complainant

For Petitioner : Mr.P.Sujai Krishna
Advocate.

For Respondent : Mr.N.Balasubramanian
Counsel for State of TN (Crl. side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No. 159 of 2026 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 123 of BNS and Section 24(1) of COTPA Act, in Crime No.159 of 2026, on the file of the respondent police,



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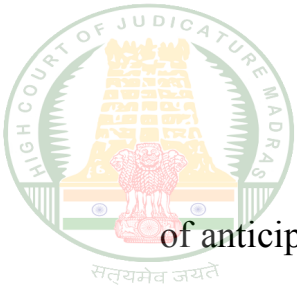
seeks anticipatory bail.

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2. The case of the prosecution is that on secret information the respondent police went to the scene of occurrence. On 17.05.2026 at 15.15. hours, they found the accused persons along with two gunny bags of tobacco products before the petitioner's father's shop. On seeing the police officials they ran away from the scene of occurrence.

3. The learned counsel for the petitioner submits 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. Only on the basis of the confession statement of the co-accused this petitioner has been implicated in this case. No material was recovered from this petitioner. Hence, he prays to grant Anticipatory Bail to the petitioner.

4. The learned Government Advocate (Crl. Side) submits that the offences are grave in nature. The tobacco products worth about Rs.4,500/- were recovered from A4 and A5. On their confession statement the other accused persons have been implicated in this case. The petitioner has some previous cases. Investigation is still pending. He vehemently opposed the grant



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of anticipatory bail to the petitioner.

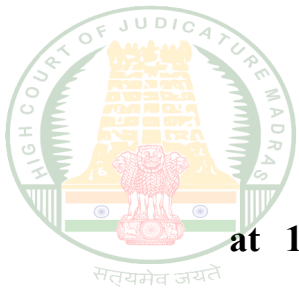
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5. Heard both sides and perused the materials available on record.

6. Considering the rival submissions on either side and the nature of offences charged against the petitioner, only based on the confession statement of the co-accused this petitioner has been implicated, no contraband was recovered from this petitioner, though the petitioner has one previous case, in all cases he was already granted bail, and considering all other facts and circumstances of the case, 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 bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **Judicial Magistrate, Vilathikulam**, 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 Magistrate concerned and on further condition that:

[b] the petitioner shall report before the respondent police



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at 10.30 a.m., every Saturday for a period of four weeks,

thereafter as and when required for 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 as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. 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)
03.06.2026

TM
To

1.The Judicial Magistrate, Vilathikulam.



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2.The Inspector of Police,
Kulathur Police Station,
Thoothukudi District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J.

TM

ORDER
IN
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