



CRL OP(MD). No.10679 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 10/06/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

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Malaichamy @ Malaichamy Pannir

... Petitioners/Sole Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Kadamalaikundu Police Station,
Theni District.
Crime No.293 of 2026.

... Respondent/Complainant

PRAYER :-

For Bail in Cr.No.293 of 2026 on the file of the Respondent Police.

For Petitioner : Kannan Gurusami,
Advocate.

For Respondent : Mr.G.Ganesh Kumar,
Government Advocate (Crl.Side)

ORDER : The Court made the following order :-

The petitioner / Accused, who was arrested and remanded to



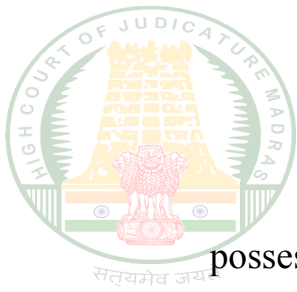
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judicial custody on 25.05.2026 for the offences punishable under Sections 4(1)(C) & 4(1)(A) of the Tamil Nadu Prohibition (Amendment) Act, 2024, in Crime No.293 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 25.05.2026, at about 08.30 a.m, when the respondent police were on patrol duty, they intercepted the petitioner and found illegal possession 6 numbers of 180 ml liquor bottles and the same was seized by the respondent police along with the sale amount of Rs.1,500/- and. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He would further submit that the petitioner has been arrested and remanded to judicial custody on 25.05.2026. Therefore, prayed to grant bail for the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that the petitioner was found in illegal



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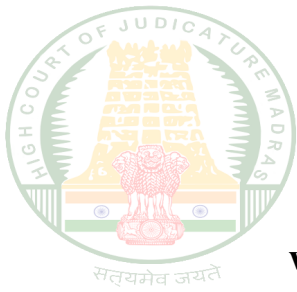
possession of 6 numbers of 180 ml liquor bottles and the investigation is still pending. Hence, he strongly opposed to grant bail to the petitioner.

5. This Court heard both sides and perused the materials available on record.

6. Considering the rival submissions made by the learned counsel on either side, nature of offence, and the quantity involved in this case and also considering the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail on condition to 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, Aundipatti, Theni District**, and on further conditions that:

[b] the petitioner shall report **before the respondent police every Saturday at 10.30 a.m., for a period of 4**



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**weeks and thereafter, as and when required for
interrogation.**

[c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/she is suspected;

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

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[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].



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[g] If the accused thereafter absconds, a fresh FIR can

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(P D B J)
10.06.2026

dss

To

- 1.The Judicial Magistrate, Aundipatti, Theni District.
- 2.The Inspector of Police,
Kadamalaikundu Police Station,
Theni District.
3. The Superintendent, District Prison, Theni District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P.DHANABAL,J

DSS

ORDER
IN
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