

In the Court of the Vacation Sessions Judge, Tiruvarur.

**Present: Thiru. M.VADIVEL, B.Com.,B.L.,
Sessions Judge,
Special Court for trial of cases under SC and ST (PoA) Act., Thiruvarur.
Vacation Sessions Judge, Thiruvarur.
Friday, this the 29th day of May 2026**

CrI.M.P.No. 439/2026

Devid, aged 52/2026,
S/o. Arockiyasamy

... Petitioner/Accused.

Vs

State rep. through the Inspector of Police,
Thiruthuraipoondi Police Station,
Crime Number 224/2026

... Respondent/Complainant.

This petition came up before this Court for hearing moved by Mr. P. Rajeshkumar, Advocate, for the petitioner/accused and Mr. D. Manivannan, Public Prosecutor for the State and upon perusing the petition and reply, this Court passes the following:-

ORDER

This petition has been filed by the petitioner under section 482 of Bharatiya Nagarik Suraksha Sanhita to grant anticipatory bail with regard to the case in Crime Number 224/2026 of Thiruthuraipoondi Police station for the offence punishable under section 4(1)(C) r/w. 4(1-A)(ii) of TNP Act.

2. According to the petitioner, he is innocent person and the petitioner from respectable family and has not committed any offences as described by the complainant or whatsoever. The case of the prosecution that the petitioner had been in possession of 10 liters of Palm Wine. The above case is a false one and it is foisted against the petitioner. The petitioner is no way related to the offence. The respondent police is giving unnecessary trouble to petitioner's family members. If he is arrested, he will be put to irreparable loss and injury it may not be compensated by any means known to law. Since the petitioner apprehends arrest in the hands of respondent police and prayed to grant anticipatory bail to petitioner.

3. Whereas the Public Prosecutor has submitted the reply of Respondent / Complainant in which it is stated that the case is under investigation for want of chemical report and one accused is secured and one accused is yet to be secured and four previous cases are pending against the petitioner. If the accused let on bail, he will tamper witnesses, he will involve in similar offence and hence strongly objected to let the accused on bail.

4. Reply received and perused. Heard. Considering that the nature and gravity of offence and considering other circumstance of the case, this Court is inclined to grant Anticipatory Bail to the petitioner.

5. In the result, this petition is allowed with the following conditions :

- i. The petitioner shall surrender and execute a bond for a sum of Rs.10,000/- with two sureties each for a like sum to the satisfaction of the Judicial Magistrate, Thiruthuraipoondi within one month from the date of Order.
- ii. The petitioner and the sureties shall affix their photographs and Left Thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.
- iii. The petitioner shall report before the Inspector of Police, Thiruthuraipoondi Police Station daily at 10.00 a.m., for a period of one month from the date of surrender.
- iv. The petitioner shall not tamper with evidence of witnesses either during investigation or trial and if otherwise the Anticipatory Bail granted in favour of petitioner shall stands canceled.

- v. The petitioner shall not abscond either during investigation or trial.
- vi. 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 as laid down by the Hon'ble Supreme Court in P.K. Shaji .Vs. State of Kerala ((2005) AIR SCW 5560)
- vii. If the accused thereafter abscond, a fresh FIR can be registered under section 269 BNS.

Pronounced by me, this the 29th day of May 2026.

**Vacation Sessions Judge,
Thiruvarur.**

Copy to (Through E-mail):

The Judicial Magistrate, Thiruthuraipoondi.

The counsel for the Petitioner.

The Inspector of Police, Thiruthuraipoondi Police Station.