



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Twenty Seventh day of July Two Thousand Fifteen

PRESENT

The Hon'ble Mr Justice K.KALYANASUNDARAM

CRL OP(MD) No.14196 of 2015

MUKUNDAN @ NAZAR

... PETITIONER / ACCUSED NO.4

Vs

THE STATE REP.BY

THE INSPECTOR OF POLICE

PROHIBITION AND ENFORCEMENT WING, PALANI,

CRIME NO.94/2015, DINDIGUL DT

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.B.PANDIARAJAN Advocate

For Respondent : Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

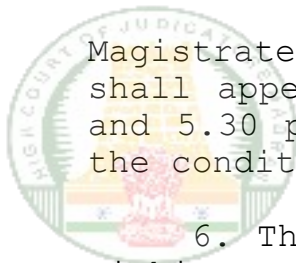
The petitioner, who is arrayed as the fourth accused, in Crime No.94 of 2015 on the file of the respondent police apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 4(1)(aaa), 4(1)(A) TNP Act and Sections 420, 328 IPC r/w Section 5, 6, 7 and 11 of TNRS Rules 2000 and hence, seeks anticipatory bail.

2. The case of the prosecution is that when the defacto complainant being Inspector of Police involved Random Patrol, the petitioners are alleged to have found in possession of 7230 liters of spirit, for preparing country arrack in the farm of one Selvaraj.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. It is further submitted that co-accused have already been granted anticipatory bail by this Court in Crl.O.P.Nos.6187 of 5136 of 2015 on 7.7.2015.

4.Heard the learned Government Advocate (Crl.Side) appearing for the State.

5.Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Oddanchatram, and on executing 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 the petitioner shall appear before the respondent police daily twice at 10.00 a.m and 5.30 p.m until further orders. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. Scrupulously.

6. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
27/07/2015

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE, ODDANCHATRAM,

2. THE CHIEF JUDICIAL MAGISTRATE
DINDIGUL.

3. THE ADDL. PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

4. THE INSPECTOR OF POLICE
PROHIBITION AND ENFORCEMENT WING, PALANI, DINDIGUL DT.

+1. CC to M/S.B.PANDIARAJAN Advocate SR.No.41719

ORDER
IN
CRL OP(MD) No.14196 of 2015
Date : 27/07/2015

rg.28.07.2015 2p.6c.