

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.08.2020

CORAM

THE HONOURABLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Cr1.OP.No.12031 of 2020

Vairavan

... Petitioner

Vs.

State rep by
The Inspector of Police,
PEW Thiruvavur Police Station,
Thiruvavur District,
Crime No.756 of 2020

.... Respondent

Prayer: Criminal Original Petition filed under Section 438 Cr.P.C.,
praying to enlarge the petitioner on bail in the event of arrest in
Crime No.756 of 2020 on the file of the respondent police.

For Petitioner : Mr.Swami Subramanian

For Respondent : Mr.K.Prabakar
Additional Public Prosecutor

ORDER

(This case has been heard through video conference)

The petitioner who apprehend arrest at the hands of the
respondent police for the offences publishable under Section 4(1)
(aaa) r/w 4(1-A) of TNP Act, in Crime No.756 of 2020, on the file
of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the respondent police
found 150 litres of illicit arrack in the land belonging to the
petitioner. The first accused in this case and the petitioner
herein prepared illicit liquor in the land of the petitioner and the
respondent police seized the entire contraband. Hence, the
complaint.

3. The learned Counsel for the petitioner submitted that the
petitioner is innocent and he has been falsely implicated in this
case. Hence, he prays for grant of anticipatory bail to the
petitioner.

4. The learned Additional Public Prosecutor submitted that A1 had prepared 150 litres of illicit arrack in the land of the petitioner and thereafter came to the petitioner and convinced the petitioner and stored the illicit arrack in the land of the petitioner. He would further submit that the petitioner has two previous cases in Crime No.752 of 2020 u/s 4(1) of TNP Act in PEW Thiruvavarur and in Crime No.1049 of 2020 u/s 4(a) r/w 4(1-A) of TNP Act in Vaduvloor Police Station. Therefore, he opposed for grant of anticipatory bail to the petitioner.

5. Taking into consideration the facts and submissions of the learned Counsel and the fact that the petitioner has two previous cases of similar nature, this Court is not inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

-sd/-
12/08/2020

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE NO.1,
MANNARGUDI, THIRUVARUR DISTRICT.

2 THE CHIEF JUDICIAL MAGISTRATE
THIRUVARUR. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
PEW THIRUVARUR POLICE STATION,
THIRUVARUR DISTRICT.

CC to M/S. SWAMI SUBRAMANIAN Advocate on payment of necessary charges

CRL OP.12031/2020

Date :12/08/2020

TA-15/09/2020

<https://hcservices.ecourts.gov.in/hcservices/>