



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 02/06/2020

PRESENT

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The Hon`ble Dr.Justice G.JAYACHANDRAN

CRL OP(MD) . No.5595 of 2020

Sanjai Gandhi @ Karthik, ... Petitioner/Accused-1

Vs

The Special Sub Inspector Of,
Police, Pew,
Ramanathapuram Police Station,
Ramanathapuram
(Crime No. 382/2020). ... Respondent/Complainant

For Petitioner : M/s R.R.Thamothar Raj,
Advocate.

For Respondent : Mr.A.P.G.Ohm Chairma Prabhu,
Government Advocate (Crl.Side)

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

PRAYER :-

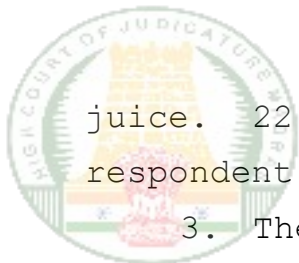
For Anticipatory Bail in Crime No. 382/2020 on the respondent police

ORDER : The Court made the following order :-

The petitioner apprehending arrest at the hands of the respondent police for the offences punishable under sections 4(1) (a), 4(1) (b), 4(1) (f), 4(1) (l) and 4(1-A) of TNP Act and Section 1 of Transport Act seeks anticipatory bail.

2. According to prosecution the petitioner has prepared highly intoxicated and poisonous substances with 7-up cool drinks and apple

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



juice. 22 litres of intoxicated substance was seized by the respondent police.

3. The learned counsel for the petitioner would submit that totally a false case with imaginary acquisition has been filed.

4. Taking note of the fact that the quantity of substance is only 22 litres, this Court is inclined to grant anticipatory bail to the petitioner.

5. 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 of receipt of a copy of this order, before the learned Judicial Magistrate No.I, Ramanathapuram on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) with two sureties, each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the said Magistrate, on further condition that:

[a] 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.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m till 30.06.2020.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

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

[e] 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 released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme



[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 229-A IPC.

sd/-
02/06/2020

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/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Note:

In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the Advocate/litigant concerned.

TO

- 1 THE JUDICIAL MAGISTRATE NO.I,
RAMANATHAPURAM
- 2 -DO-THRO THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT
- 3 THE SPECIAL SUB INSPECTOR OF POLICE,
PEW, RAMANATHAPURAM POLICE STATION,
RAMANATHAPURAM
- 4 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT

ORDER
IN
CRL OP(MD) No.5595 of 2020
Date :02/06/2020

PD/VR/SAR-3/03.06.2020/P3:5C