

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 03.02.2021

CORAM:

THE HONOURABLE MR.JUSTICE V.BHARATHIDASAN

CrI.O.P.No.1427 of 2021

Sekar

.. Petitioner

Vs.

State represented by
Inspector of Police,
Thalaivasal Police Station,
Salem District.
(Crime No.131 of 2020)

... Respondent

Prayer: Criminal Original Petition filed under Section 438 of Criminal Procedure Code praying to enlarge the petitioner on bail in the event of his arrest in Crime No.131 of 2020 pending investigation on the file of the Respondent.

For Petitioner : Mr.T.Ganesan

For Respondent : Mr.S.Karthikeyan
Addl. Public Prosecutor

O R D E R

(The case has been heard through video conference)

The petitioner apprehending arrest at the hands of the respondent police for the alleged offence under Sections 4(1)(aa) and 4(1-A) of Tamil Nadu Prohibition Act, in Crime No.131 of 2020 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that when the respondent police were in patrol duty near Ambedkar Statue, the petitioner was standing along with a bag and on seeing the police he escaped from the place of occurrence and in the bag they found 56 liters of I.D.Arrack. Hence, the respondent police registered a case against the petitioner.

3. The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the

respondent would submit that the petitioner was in possession of 56 liters of I.D. Arrack. He further submitted that the petitioner is a habitual offender and there are many previous cases pending against the petitioner. Hence, he prays for dismissal of this petition.

5. Considering the fact that the petitioner was involved in serious offences and the petitioner is a habitual offender, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition stands dismissed.

-sd/-
03/02/2021

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.II
ATTUR.

2 THE INSPECTOR OF POLICE,
THALAIVASAL POLICE STATION, SALEM DISTRICT.

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S. T.GANESAN Advocate on payment of necessary charges

CRL OP.1427/2021

Date :03/02/2021

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