



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Friday, the Thirtieth day of July Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.13211 of 2021

MUBARAK @ MUBARAK SHEKABDUL

[PETITIONER / ACCUSED]

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE,
VELLORE TALUK POLICE STATION,
(*)VELLORE.
CRIME NO.87 OF 2021.

[RESPONDENT]

For Petitioner : M/S.G.SOMASEKAR Advocate

For Respondent : MR.A.GOPINATH, Govt. Advocate (Crl. Side)

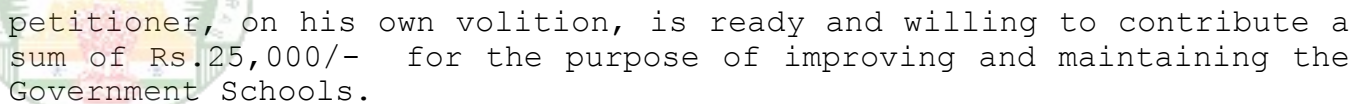
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Sections 4 (1) (aaa), 4(1-A) (ii) of TamilNadu Prohibition Act r/w 468, 471, 420 of IPC, in Crime No.87 of 2021, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner/accused was in possession of 180 ML quantity of 195 Express bottles and black pearl bottles. Hence, the law enforcing agency 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. However, on instructions, the learned counsel further submitted that the



5. Considering facts and circumstances of the case and there is no previous case pending against the petitioner, I am inclined to grant anticipatory bail to the petitioner.

(a) if the petitioner failed to surrender before the concerned Magistrate within a period of 15 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(c) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

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



(e) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(f) the petitioner shall not abscond either during investigation or trial;

(g) 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 Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;

(h) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

7. In the result, this Criminal Original Petition is ordered and the Chief Educational Officer shall submit the necessary proof with regard to the expenditure incurred and works that were done for the improvement/rehabilitation of the schools in the District before the Director of School Education as and when such works are completed by utilising the money as ordered by this Court.

-sd/-
30/07/2021

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.

(*) Amended and time is extended by a period of 15 days from the date of receipt of a copy of this order for the petitioner to make a non-refundable deposit of Rs.25,000/- to the credit of The Chief Educational Officer, Vellore district for the rehabilitation and improvement of the basic needs of the Government Schools, as per order of this Court Dated 08/09/2021 made IN CRL.MP.No.8902 & 8903 OF 2021



1 THE DISTRICT MUNSIF CUM
JUDICIAL MAGISTRATE, NO.I, VELLORE.

2 THE CHIEF JUDICIAL MAGISTRATE
VELLORE [FOR INFORMATION].

**(*) 3 THE INSPECTOR OF POLICE,
VELLORE TALUK POLICE STATION,
VELLORE.**

4 THE INSPECTOR OF POLICE,
VELLORE TALUK POLICE STATION,
KANCHEEPURAM.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

5 THE CHIEF EDUCATIONAL OFFICER
(*) VELLORE DISTRICT.

+1CC to M/S.G.SOMASEKAR Advocate on payment of necessary
charges S.R. NO. 8012

CRL OP.13211/2021

Date :30/07/2021

JPA 10/08/2021

JPA 23/09/2021