



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

Date : 15/06/2021

PRESENT

The Hon'ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD) No.7780 of 2021

Ganesan

... Petitioner/Accused

Vs

The State rep. by
The Inspector of Police,
Kayathar Police Station,
Thoothukudi District.
Crime No. 359/2021.

... Respondent/Complainant

For Petitioner : Mr.M.Prabu,
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Section 439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.359 of 2021 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner is arrayed as accused. He was arrested and remanded to Judicial Custody on 30.05.2021 for the offences punishable under Section 4(1)(aaa) and Section 4(1-A) of Tamil Nadu Prohibition Act, in Crime No.359 of 2021 on the file of the respondent police. He seeks bail.

2.The case of the prosecution is that the petitioner was found in illegal possession of 240 litres of toddy on 30.05.2021 at Madasamy Thottam. Hence, the complaint.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent and he has been falsely implicated in this case.



4.The learned Additional Public Prosecutor for the respondent strongly opposed this petition on the ground that investigation in this case is not completed and 14 similar previous cases are pending against the petitioner, out of which, four case are similar in nature.

5.Taking note of the facts and circumstances of the case and the fact that the petitioner has been repeatedly committing the offence under the Tamil Nadu Prohibition Act and also the fact that the petitioner is a regular offender, this Court is not inclined to grant bail the petitioner.

6.Accordingly, this Criminal Original Petition is dismissed.

sd/-

15/06/2021

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/ /2021

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 OFFICER INCHARGE,
DISTRICT JAIL,
PEROORANI, THOOTHUKUDI DISTRICT.
2. THE INSPECTOR OF POLICE,
KAYATHAR POLICE STATION,
THOOTHUKUDI DISTRICT.
3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CRL OP(MD) No.7780 of 2021

Date :15/06/2021

SJI

<https://hcmr.cesep.in/SJI/In/Case/06.2021/2P/4C>