



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/10/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.16800 of 2021

Sudalaikannu,

... Petitioner/Accused No.2

Vs

The State Rep. By
The Inspector of Police,
Nanguneri Police Station,
Tirunelveli District.
Cr.No. 381 of 2021.

... Respondent/Complainant

For Petitioner : M/s.Suyambulinga Bharathi K,
Advocate.

For Respondent : Mr.P.Kottaichamy,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.381 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Section 4 (1A) of the Tamilnadu Prohibition Act, in Crime No.381 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that on 19.10.2021, the petitioner was found in illegal possession of 52 brandy bottles (180 Ml) and 2 bottles of crushed Datura stramonium (Oomathankai). Hence, the complaint.

<https://hcservices.equitygovernmentservices.com> Counsel for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution, but, a false case have been



foisted as against him.

4.It is reported by the learned Government Advocate (Criminal Side) that the petitioner is having four previous cases to his credit. The details of the previous cases are as follows:

S.No	Crime No.	Offences	Police Station
1.	208/2020	109, 270 of IPC 4(1)(aa) 4(I)(1) TNP Act	Ayakudi Police Station
2.	316/2018	u/s 4(I)(1) TNP Act	
3.	218/2017	7(1)(a)(a)-EC Act, 4(1)(K)-T.N.P Act	Alangulam Police Station
4.	493/2021	4(I)(1) TNP Act	

5. Considering the nature of offence and the antecedents of the petitioner, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition is dismissed.

sd/-
29/10/2021

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/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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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 INSPECTOR OF POLICE,
NANGUNERI POLICE STATION,
TIRUNELVELI DISTRICT.
- 2.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.16800 of 2021
Date :29/10/2021