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CrI.OP.No.21017 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.09.2022

CORAM

THE HON'BLE MR. JUSTICE **G.K.ILANTHIRAIYAN**

CrI.OP.No.21017 of 2022

S.Manjula

..Petitioner

Vs.

State rep by  
The Inspector of Police,  
B6, Magaral Police Station,  
Kancheepuram District.  
(Crime No.267 of 2022)

..Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.  
praying to enlarge the petitioner on bail pending investigation in Crime  
No.267 of 2022 on the file of respondent police.

For Petitioner : Mr.R.Sasikumar

For Respondent :Mr.A.Damodaran,  
Additional Public Prosecutor



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### **ORDER**

The petitioner, who was arrested and remanded to judicial custody on 02.08.2022 for the offence under Sections 4(1)(a) and 4(1-A) of T.N.P Act in crime No.267 of 2022 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner was found in possession of 18 brandy bottles. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that a false case has been foisted against the petitioner. He would also submit that the petitioner was arrested and remanded to judicial custody on 02.08.2022. Hence, he prays for grant of bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent would submit that there are 10 previous cases pending as against the petitioner. Hence, he vehemently opposed to grant bail to the



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petitioner.

5. Considering the above facts and circumstances of the case and also the period of incarceration by the petitioner from the date of her arrest i.e.,02.08.2022, this Court is inclined to grant bail to the petitioner. Accordingly, the **petitioner shall deposit a sum of Rs.50,000/- (Rupees Fifty Thousand only) as non refundable deposit to the credit of COVID-19 SALEM DISTRICT; SB.A/c No : 190601000434; IFSC code : ICIC0006119; The Personal Assistant (General) to the Collector, Collectorate, Room No.117, First Floor, Salem-636 001, Ph.No.9445008148**, and on such deposit the petitioner is ordered to be released on bail on her executing a bond for a sum of Rs.10,000/- (Rupees ten thousand only) with **two sureties**, each for a like sum to the satisfaction of the **learned Judicial Magistrate No.II, Kancheepuram** and on further conditions that :-

[a] 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 deposit a sum of Rs.50,000/-**



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**(Rupees Fifty Thousand only) as non refundable deposit to the credit of COVID-19 SALEM DISTRICT; SB.A/c No : 190601000434; IFSC code : ICIC0006119; The Personal Assistant (General) to the Collector, Collectorate, Room No.117, First Floor, Salem-636 001, Ph.No.9445008148 and that the receipt of such payment shall be produced before the concerned Magistrate at the time of executing the bond;**

**[c] the petitioner shall stay at Salem and report before the Inspector of Police, Hasthampatti Police Station twice daily at 10.30 a.m. and 5.30 p.m. for period of four weeks and thereafter report before the respondent police twice daily at 10.30 a.m. and 5.30 p.m., for a period of four weeks and thereafter as and when required for interrogation.**

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

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

[f] 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].

[g] If the accused thereafter absconds, a fresh FIR can be



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registered under Section 229A IPC.

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**G.K.ILANTHIRAIYAN, J.**

mpl

To

- 1.The Judicial Magistrate No.II, Kancheepuram.
- 2.The Inspector of Police,  
B6, Magaral Police Station,  
Kancheepuram District.
- 3.Central Prison(Women), Vellore.
- 4.The Public Prosecutor,  
High Court of Madras.

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