



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/05/2022

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.S.RAMESH

CRL OP(MD) . No.8673 of 2022

A.Sundar @ Shanmuga Sundaram

... Petitioner/6th Accused

Vs

The State Rep.by
The Inspector of Police,
Thiruverumbur Police Station(PEW),
Trichy District.
Cr.No.414/22.

... Respondent/Complainant

For Petitioner : M/s.Suresh M,
Advocate.

For Respondent : M.Muthumanikkam,
Government Advocate (Crl.Side)

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

PRAYER :- For Bail in Crime No.414/2022 on the file of the Respondent police.

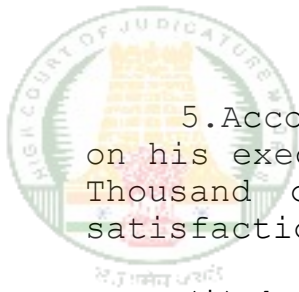
ORDER : The Court made the following order :-

The petitioner/accused No.6, who was arrested and remanded to judicial custody on 15.04.2022 for the offences punishable under Sections 4(1)(aaa), 4(1-A), 5 and 6 of Tamil Nadu Prohibition Act r/w 420, 465, 468 and 471 of IPC in Crime No.414 of 2022, on the file of the respondent police, seeks bail.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) for the respondent.

3.The case against the accused Nos.1 and 2 is that they were running a liquor factory by forging seal of TASMAL and the liquor bottles have also been seized. The confession statement of the first accused implicates the petitioner as a Labourer. The recovery of the liquor bottles was also from the first accused only.

4.Since the petitioner has been in judicial custody from 15.04.2022 onwards and in view of the confession statement, this Court is inclined to grant bail to the petitioner.



5. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.IV, Trichy.

(i) the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar cards or Bank Pass Books to ensure their identity;

(ii) the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of one (1) month and thereafter, as and when required for interrogation;

(iii) the petitioner shall not tamper with evidence or witness;

(iv) the petitioner shall not abscond during trial;

(v) 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]***.

sd/-

05/05/2022

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05/05/2022

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

TO

1. THE JUDICIAL MAGISTRATE NO.IV, TRICHY.
2. DO-THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT.
3. THE SUPERINTENDENT, CENTRAL PRISON, TRICHY.
4. THE INSPECTOR OF POLICE,
THIRUVERUMBUR POLICE STATION (PEW),
TRICHY DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.M.SURESH, Advocate (SR-4316[I] dated 05/05/2022)

ORDER

IN

CRL OP(MD) No.8673 of 2022

Date : 05/05/2022

MYR/SM

MK/JM/SAR-3/05.05.2022/2P.7C