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Crl.O.P.No.13217 of 2023

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A.D.JAGADISH CHANDIRA, J.

The petitioner, who was arrested and remanded to judicial custody on 16.05.2023, for the offences punishable under Sections 4(1)(a) and 4(1)(A) of Tamil Nadu Prohibition Act, in Crime No.255 of 2023, on the file of the respondent Police, seeks bail.

2. The case of the prosecution is that when the respondent and his team were on their regular patrol duty, they found that the accused was in illegal possession of 40 nos. of brandy bottles (each 180 ml). Hence the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case, since he has got some previous cases. He further submitted that the petitioner is in custody from 16.05.2023 and he is ready to abide by



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any stringent conditions that may be imposed by this Court. Therefore, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that the petitioner/accused was found to be in illegal possession of 40 nos. of brandy bottles (each 180 ml). He further submitted that the petitioner is a habitual offender, against whom, 13 previous cases of similar nature are pending. Hence, he vehemently opposed for grant of bail to the petitioner.

5. Heard the learned Counsel for the Petitioner and the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case, the submissions made by the learned counsel on either side and also considering the previous cases pending against the petitioner, this Court is not inclined to grant bail to the petitioner for the present.



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7. Accordingly, this Criminal Original Petition stands dismissed for the present.

20.06.2023

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