



Crl.O.P.No.24541 of 2023

Crl.O.P.No.24541 of 2023

WEB COPY

C.V.KARTHIKEYAN, J.

The petitioner herein seeks anticipatory bail in Crime No.514 of 2023 registered by the respondent Police for the offences under Sections 4(1)(a), 4(1-A) of TNP Act.

2. The learned counsel for the petitioner stated that he has been falsely implicated as an accused in this case. He is innocent. Thus, he seeks anticipatory bail to the petitioner.

3. Learned Government Advocate (Criminal side) stated that respondent had seized 40 bottles of 180 ml alcohol from the petitioner herein. The petitioner tried to run away from the place. It is further stated that the petitioner has 12 previous cases of similar in nature pending against him.

4. Taking into consideration of all the factors, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



Crl.O.P.No.24541 of 2023

WEB COPY

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **learned District Munsif cum Judicial Magistrate, Uthirameru** on condition that the petitioner shall execute 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 respondent police or the police officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and 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 report before the respondent Police, daily at 10.00 a.m., until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;

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



Crl.O.P.No.24541 of 2023

WEB COPY

[e] 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]**;

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC;

31.10.2023

gd



WEB COPY



Crl.O.P.No.24541 of 2023

C.V.KARTHIKEYAN, J.

gd

Crl.O.P.No.24541 of 2023

31.10.2023