



Crl.O.P.No.24248 of 2023

Crl.O.P.No.24248 of 2023

C.V.KARTHIKEYAN, J.

The petitioner seeks anticipatory bail in Crime No.332 of 2023, registered by the respondent Police for the offence under Sections 420 IPC r/w. 5, 7(3) of Lotteries Regulation Act, 1998.

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

3.It is stated that the accused persons were selling banned lottery tickets on 11.10.2023. It is stated that they were trying to sell other state lottery tickets to the defacto complainant. There is already one previous case pending against this petitioner.

4. But, however, taking into consideration the entire facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:

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 Judicial Magistrate No.I, Erode**, on condition that the petitioner shall execute a bond for a sum of



Crl.O.P.No.24248 of 2023

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 10.30 a.m for a period of two weeks and thereafter, as and when required for interrogation.**

[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.

[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.

20.10.2023

rka



WEB COPY



Crl.O.P.No.24248 of 2023

C.V.KARTHIKEYAN, J.
rka

Crl.O.P.No.24248 of 2023

20.10.2023