



Crl.OP.No.24917 of 2023

Crl.O.P.No.24917 of 2023

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C.V.KARTHIKEYAN,J.

The petitioner seeks anticipatory bail in Crime No.379 of 2023 registered by the respondent police for the offence punishable under Section 4(1)(a) and 4(1-A) of Tamilnadu Prohibition Act r/w Section 25(1AA) of Arms Act, 1959.

2. It is stated that on 13.09.2023 when the respondent had conducted vehicle checkup, they stopped a two wheeler bearing Regn.No.TN-05-CH-9967 and seized 20 bottles of TASMAL liquor. It is further stated that the petitioner was sitting on the back side and he has escaped. The arrested accused confessed that the petitioner herein had also supplied a gun.

3. Taking into consideration the facts and quantity of the contraband seized, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:



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3. 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 XIII Metropolitan Magistrate, Egmore, Chennai* on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with two sureties, 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 everyday at 10.30 a.m and 05.30p.m., until further orders.

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



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[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.

06.11.2023

Vv



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