



CrI.O.P.No.27099 of 2023

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.11.2023

CORAM

THE HON'BLE MR. JUSTICE **C.V.KARTHIKEYAN**

CrI.O.P.No.27099 of 2023

Ramesh,
S/o.Chinnapaiyan

...Petitioner

Vs.

State rep. by
The Inspector of Police,
Gudiyatham PEW Police Station,
Vellore District.
(Crime No.678 of 2023)

...Respondent

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the petitioner on Bail in connection with the Crime No.678 of 2023 pending investigation on the file of the respondent police on such terms and conditions.

For Petitioner : Mr.D.Anandan

For Respondent : Mr.R.Kishore Kumar
Government Advocate (CrI. Side)



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ORDER

The petitioner seeks bail in Crime No.678 of 2023, registered by the respondent police for the offences punishable under Sections 439 of Cr.P.C. for the alleged offences under Sections 4(1)(a), 4(1-A)(ii) of TNP Act and the FIR was registered on 24.10.2023. The petitioner had been remanded to Judicial custody on 24.10.2023.

2.It is stated that the petitioner was in possession of 25 bottles of liquor. There are two previous cases against the petitioner herein.

3.Taking into consideration the period of incarceration and all other factors, I am inclined to grant bail to the petitioner subject to the following conditions.

4.Accordingly, the petitioner is ordered to be released on bail on his executing 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 Judicial Magistrate, Gudiyatham, Vellore District and on further conditions that :-



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[a] the sureties shall affix his photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of his Aadhar card or Bank pass Book to ensure his identity.

[b] the petitioner shall report before the respondent police everyday at 10.30 a.m., until further orders.

[c] the petitioner shall not abscond either during investigation or trial.

[d] the petitioner shall not tamper with evidence or witness 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.

29.11.2023

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C.V.KARTHIKEYAN. J.

rjr

To.

1. The Judicial Magistrate, Gudiyatham, Vellore District.
2. The Sub Jail, Gudiyatham, Vellore District.
3. The Inspector of Police,
Gudiyatham PEW Police Station,
Vellore District.
4. The Public Prosecutor,
High Court of Madras.

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