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Crl.O.P.No.2408 of 2024

C.V.KARTHIKEYAN, J.

The petitioner/accused seeks anticipatory bail in Crime No.60 of 2024 registered by the respondent Police for the offences punishable under Sections 4(1) (a) and 4(1) (h) of TN Prohibition Act.

2. It is stated that the respondent was found in a possession of 47 bottles of liquor and 12 bottles of beer. The petitioner had run away.

3. However, taking all those factors into consideration this Court is inclined to grant anticipatory bail to the petitioner, but however, directing the petitioner to deposit a sum of **Rs.20,000/- (Rupees Twenty Thousand only) as non-refundable deposit to the credit of Crime No.60 of 2024, before the learned Judicial Magistrate No.II, Ulundurpet. The said amount may be handed over by the learned Judicial Magistrate No.II, Ulundurpet to the defacto complainant.**

4. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from

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the date on which the order copy made ready, before the **learned Judicial Magistrate No.II, Ulundurpet,** 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 everyday 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.

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[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 petitioners 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.

15.02.2024

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