



Crl.O.P.No.3392 of 2024

Crl.O.P.No.3392 of 2024

C.V.KARTHIKEYAN,J.

The petitioner who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(a), 4(1)(g), 4(1-A) and 14A of Tamil Nadu Prohibition Act in Crime No.752 of 2023, seeks anticipatory bail.

2. It is stated that there are totally three accused and the petitioner is arrayed as A1.

3. The case of the prosecution is that the petitioner along with A2 and A3 was found in illegal possession of 8 litres of ID arrack and 50 litres of fermented wash. A2 and A3 are still in custody.

4. The learned Government Advocate (crl.side) stated that there is no previous case against the petitioner.

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

6. 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 **Judicial Magistrate No.I, Ariyalur District** on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) each 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:



Crl.O.P.No.3392 of 2024

[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.

[c] the petitioner shall make a non-refundable deposit of Rs.15,000/- (Rupees Fifteen Thousand only) to the credit of the Dean, Government General Hospital, Ariyalur District, for treatment of needy patients. Two weeks time is granted for deposit the said amount from the date of receipt of a copy of this order.

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

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

[f] 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]**.



CrI.O.P.No.3392 of 2024

WEB COPY

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

15.02.2024

vkrr



WEB COPY



Crl.O.P.No.3392 of 2024

C.V.KARTHIKEYAN,J.

Vkr

Crl.O.P.No.3392 of 2024

15.02.2024