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Crl.O.P.No.11271 of 2024

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K.KUMARESH BABU, J.

The petitioner seeks anticipatory bail in Crime No.272 of 2024 registered by the respondent Police for the offences under Sections 4(1)(aaa), 4(1-A)(ii) of Tamil Nadu Prohibition Act and Section 6 & 7 of TN Rectified Sprit Rules.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (Criminal side).

3. It is stated that the petitioner was arrested and seized with possession of 70 litres of ID arrack. They managed to escape from the place. There is no previous case against the petitioner.

4. The learned Government Advocate (Criminal side) states that the petitioner was seized with 70 litres of ID arrack. There is no previous case against the petitioner, however, he prays for dismissal of this petition.

5.Taking into consideration of all the facts and circumstances, I am inclined to grant anticipatory bail to the petitioner with certain conditions.



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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 **learned Judicial Magistrate-I, Tiruvannamalai**, 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 petitioners 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 petitioners shall report before the respondent police everyday at 10.00 a.m., for a period of two weeks and thereafter, as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioners shall not abscond either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the



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learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners 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;

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