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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.07.2024

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.16547 of 2024

Ashok @ Ashokkumar

... Petitioner

Vs.

State Rep by.
The Inspector of Police
Tiruvannamalai Town Police Station,
Tiruvannamalai District.
Crime No. 445 of 2024

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleaded to enlarge the petitioner on bail in crime No. 445 of 2024 pending
investigation on the file of the respondent police.

For Petitioner : Mr.Sathiyaraj. E
For Respondent : Mr.V.Meganathan, B.A., B.L.,
Government Advocate (Crl. side)



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 12.06.2024 for the alleged offences punishable under Sections **4(1)(aaa) r/w 4 (1-A)(ii) of Tamil Nadu Prohibition Act and Section 8(c) r/w 20(b)(ii)(A) of NDPS Act in crime No. 445 of 2024** on the file of the respondent, seeks bail.

2. The case of the prosecution is that the respondent police seized 110 litres of illicit arrack and 50 grams of Ganja from the accused. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and also ready to abide any conditions. Hence, he prays to allow this petition.

4. On the other side, the learned Government Advocate (Crl. side) submits that respondent police seized 110 litres of illicit arrack and 50 grams of Ganja from the accused. However, he raised objection to grant bail.



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5. Considering the facts and circumstances of the case and also the contraband seized from the petitioner is intermediate quantity and the investigation is almost completed. Hence, this Court is inclined to grant bail to the petitioner.

5. 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 (one must be a blood surety)**, each for a like sum to the satisfaction of the **learned Judicial Magistrate - I, Tiruvannamalai,** and on further conditions that:

[a] 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., until further orders. Further, the petitioner is directed to deposit a sum of **Rs.15,000/- to the credit of Dhanabakkiammal**



**Social Welfare Trust, D-3, 1/338, Vasantham
Apartment,
Sabari Salai, Madipakkam, Chennai -91
A/C.No.921010003441816 Bank : Axis Bank Branch :
Madipakkam IFSC Code : UTIB0000083 Cell
No.9840894264**

[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 abscond, a fresh FIR
can be registered under Section 229A IPC.

12.07.2024

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T.V.THAMILSELVI,J.

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To

1. The **Judicial Magistrate - I, Tiruvannamalai.**

2. The Inspector of Police
Tiruvannamalai Town Police Station,
Tiruvannamalai District.

3. The Central Prison, Puzhal.

4. The Public Prosecutor,
High Court of Madras.

CrI.O.P.No.16547 of 2024

12.07.2024