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CrI.O.P.No.25095 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2024

CORAM

THE HON'BLE MR. JUSTICE **P.DHANABAL**

CrI.O.P.No.25095 of 2024

Jiyavudeen

... Petitioner

Vs.

State represented by,
The Station House Officer,
Prohibition Enforcement Wing,
Panruti, Cuddalore District.
(Crime No. 1522 of 2024).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S.,
pleased to enlarge the petitioner on bail, in Crime No.1522 of 2024 on the
file of the respondent Police.

For Petitioner : Mr.A.M.Rahamath Ali

For Respondent : Mr.S.Vinothkumar
Government Advocate (CrI.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 19.09.2024, for the alleged offence punishable under Sections 4(1)(C) and



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4(1-A)(ii) of TNP Act, in Crime No.1522 of 2024, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner was found in illegal possession of 10 litres of I.D. Arrack. Hence the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case, since he has got some previous cases. He has not committed any offence as alleged in the FIR. He would further submit that the petitioner was arrested and is in judicial custody for more than 15 days and is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed bail for the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police submitted that the petitioner was found in illegal possession of 10 litres of I.D. Arrack. He further submitted that the petitioner has 12 previous cases, similar in nature, pending against him. Hence, he opposed to grant bail to the petitioner.



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5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the nature of offence, quantity involved, and considering the period of incarceration undergone by the petitioner, and though the petitioner has 12 previous cases, in all the cases, he has been granted bail, and also considering all others factors, I am inclined to grant bail to the petitioner, subject to certain conditions.

7. 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 No.I, Panruti, and on further conditions that:-

[a] the petitioner shall report before the Mayiladuthurai Police Station, daily at 10.30 a.m., until further orders.

[b] the Petitioner shall not commit any offences of similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;



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To

- 1.The Judicial Magistrate No.I,
Panruti.
- 2.The Station House Officer,
Prohibition Enforcement Wing,
Panruti, Cuddalore District.
- 3.The Superintendent,
Central Prison, Cuddalore.
- 4.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

drl

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