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Crl.O.P.No.30910 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-12-2024

CORAM

**THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA**

**CRL OP NO. 30910 of 2024**

CHARLES

S/o.Thavamani, Kela Kavathukudi, Theavur, Nagapattinam.

Petitioner(s)

Vs

The State Rep by

The Inspector of Police, Prohibition and Excise Wing,  
Tiruvarur. Cr.No.787/2024.

Respondent(s)

**For Petitioner(s):**

S Hariprasad

**For Respondent(s):**

Public Prosecutor

**ORDER**

This Criminal Original Petition has been filed by the petitioner, who apprehends arrest, seeking anticipatory bail in Crime No.787 of 2024, registered for the offence under Sections 4(1)(A), 4(1-A)(i) of Tamil Nadu Prohibition (Amendment) Act, 2024 and Section 123 of BNS, 2023.



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2. The case of the prosecution is that the petitioner along with other accused was found to be in illegal possession of 2,400 bottles of brandy containing 270 liters of unauthorized pondicherry liquor. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, while objecting for grant of bail to the petitioner, submitted that this is the second anticipatory bail petition filed by the petitioner, who has got 21 previous cases, similar in nature and he has also given the list of cases pending against the petitioner.

5. This Court had earlier dismissed the anticipatory bail petition on 08.11.2024 and this is the second application filed by the petitioner. It is informed



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that there are 21 cases as against the petitioner and the details of which are as follows:

| <i>Sl.No.</i> | <i>Crime No.</i>   | <i>Police Station and registered under Sections</i>                                                                                                   | <i>Stage of the case</i> |
|---------------|--------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------|--------------------------|
| 1             | Cr.No.342 of 2024  | Keevalur Police Station under Sections 4(1)(i) of TNP Act                                                                                             | Not taken on file        |
| 2             | Cr.No.246 of 2024  | Keevalur Police Station under Sections 4(1-A), 4(1)(aa) of TNP Act                                                                                    | Referred                 |
| 3             | Cr.No.46 of 2024   | Keevalur Police Station under Sections 4(1)(i) of TNP Act and Section 4(1)(i) of TNP Act                                                              | Not taken on file        |
| 4             | Cr.No.12 of 2024   | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act and Section (1)(aaa), 4(1)(i) of TNP Act and Section 4(1)(i) of TNP Act. | Not taken on file        |
| 5             | Cr.No.789 of 2023  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) TNP Act                                                                             | Not taken on file        |
| 6             | Cr.No.380 of 2023  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Not taken on file        |
| 7             | Cr.No.338 of 2023  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Not taken on file        |
| 8             | Cr.No.173 of 2022  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Not taken on file        |
| 9             | Cr.No.95 of 2022   | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Referred                 |
| 10            | Cr.No.88 of 2022   | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Not taken on file        |
| 11            | Cr.No.1094 of 2021 | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Disposed                 |
| 12            | Cr.No.903 of 2021  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Not taken on file        |
| 13            | Cr.No.797 of 2021  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(i) of TNP Act                                                                          | Disposed                 |
| 14            | Cr.No.189 of 2021  | Keevalur Police Station under Sections 4(1-A), 4(1)(aaa), 4(1)(aaa) of TNP Act                                                                        | Referred                 |



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| <b>Sl.No.</b> | <b>Crime No.</b>   | <b>Police Station and registered under Sections</b>                                                 | <b>Stage of the case</b> |
|---------------|--------------------|-----------------------------------------------------------------------------------------------------|--------------------------|
| 15            | Cr.No.1449 of 2020 | Keevalur Police Station under Sections 143, 188, 269, 341 of IPC                                    | Referred                 |
| 16            | Cr.No.1426 of 2020 | Keevalur Police Station under Sections 4(1)(aaa) of TNP Act                                         | Referred                 |
| 17            | Cr.No.33 of 2022   | Keevalur Police Station under Sections 269, 270 of IPC                                              | Disposed                 |
| 18            | Cr.No.441 of 2022  | PEW Nagapattinam under Section 4(1)(aa) of TNP Act                                                  | Pending Trial            |
| 19            | Cr.No.338 of 2022  | PEW Nagapattinam under Section 4(1)(aa) of TNP Act                                                  | Not taken on file        |
| 20            | Cr.No.189 of 2024  | Velipalayam Police Station under Section 4(1-A)(aaa) of TNP Act                                     | Not taken on file        |
| 21            | Cr.No.787 of 2024  | PEW Thiruvarur Police Station under Sections 123 BNS, 4(1)(A), 4(1-A)(i) of TNP Amendment Act, 2024 | Under Investigation      |

6. Heard the learned counsel appearing for the petitioner, the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

7. Taking into consideration the fact that the petitioner is a habitual offender, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition stands dismissed.

**12.12.2024**

*Anu*



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To

1.The Inspector of Police, Prohibition and Excise Wing,  
Tiruvavarur.

2.The Public Prosecutor  
High Court of Madras.



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**A.D.JAGADISH CHANDIRA.,J.**

*Anu*

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