



CRL OP(MD).No.6049 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 23.04.2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD).No.6049 of 2024

Eswaran

... Petitioner / Sole Accused

Versus

The Inspector of Police,
Ammapettai Police Station,
Thanjavur District.
(Crime No.267 of 2024)

... Respondent / Complainant

For Petitioner : Mr.K.M.Karunakaran, Advocate.
For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.267 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The respondent police registered a case as against this petitioner in Crime No.267 of 2024 for the offence under Section 4(1)(a) r/w. 4(1-A) of Tamil Nadu Prohibition Act and remanded him into judicial custody on 01.04.2024. Therefore,



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the petitioner has filed this petition seeking bail.

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2. The case of the prosecution is that the petitioner was found in illegal possession of 30 numbers of TASMAC liquor bottles.

3. The learned counsel for the petitioner submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. However, he is languishing in jail from 01.04.2024. He further submits that the petitioner, in order to show his bona fide, has donated a sum of Rs.10,000/- to the Government Girls Higher Secondary School, Mariammankovil, Thanjavur District. He has also produced a receipt given by the Headmaster of the School.

4. The learned Additional Public Prosecutor appearing for the respondent opposed for grant of bail on the ground that the investigation is yet to be completed.

5. Considering the nature of offence, the period of incarceration and also considering the fact that the petitioner has donated a sum of Rs.10,000/- to the Government Girls Higher Secondary School, Mariammankovil, Thanjavur District, this Court is inclined to grant bail to the petitioner.

6. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail

i) on the petitioner executing a bond for a sum of

Rs.25,000/-(Rupees Twenty Five Thousand) with two sureties each for



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a like sum to the satisfaction of the learned Judicial Magistrate,
Papanasam.

ii) The petitioner and the sureties shall submit a copy of their Aadhaar Card or any other identity card issued by the government in proof of their residence address;

iii) The petitioner shall appear before the respondent police daily at 10.30 a.m. for a period of two weeks and thereafter, as and when required for interrogation. He has to co-operate for the investigation.

iv) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses. He shall be available for the trial as well.

v) On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the bail.

sd/-
23/04/2024

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23/04/2024
Sub-Assistant Registrar ()
Madurai Bench of Madras High Court,
Madurai - 625 023.

OGY



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- 1.The Judicial Magistrate,
Papanasam.
- 2.Do through the Chief Judicial Magistrate,
Thanjavur District at Kumbakonam.
- 3.The Inspector of Police,
Ammappettai Police Station,
Thanjavur District.
- 4.The Officer Incharge,
Sub Jail, Thanjavur.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.K.M.KARUNAKARAN, Advocate (SR-4738[I] dated 23/04/2024)

ORDER

IN

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Date :23/04/2024

ED/ /SAR- (23/04/2024) 4P / 7C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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