



CRL OP(MD). No.6522 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 26/04/2024

PRESENT

THE HON'BLE MR.JUSTICE B.PUGALENDHI

CRL OP(MD). No.6522 of 2024

Athikesavan

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Thiruneelakudi Police Station,
Thanjavur District.
Crime No. 289/2024.

... Respondent/Complainant

For Petitioner : M/s.Prabha.S,
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.289 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-
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The petitioner, who was arrested on 16.04.2024 for the alleged offence under Sections 4(1)(a) r/w 4(1-A) of Tamil Nadu Prohibition Act in Crime No.289 of 2024, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner was in illegal possession of 108 numbers of 180 ml TASMAL Brandy 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. For the statistical purpose, the petitioner was implicated in this case by the respondent police.

4.The learned Additional Public Prosecutor appearing for the respondent submits that the investigation is under progress and no previous case is pending as against this petitioner.

5. Considering the nature of allegation and the submission of the learned



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Additional Public Prosecutor that no case is pending as against this petitioner, this
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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 on the following conditions:-

i) The petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the learned Principal District Munsif cum Judicial Magistrate, Thiruvudaimaruthur, Thanjavur District.

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 as and when required by the respondent police.

iv) The petitioner shall not misuse the liberty granted to him by



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indulging in any further offence and shall not tamper with the prosecution witnesses. The petitioner 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/-
26/04/2024

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26/04/2024
Sub-Assistant Registrar (CO)
Madurai Bench of Madras High Court,
Madurai - 625 023.

vrn

TO

- 1.THE PRINCIPAL DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
THIRUVIDAIMARUTHUR, THANJAVUR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR @ KUMBAKONAM.
- 3.THE OFFICER INCHARGE, DISTRICT PRISON, THANJAVUR.
- 4.THE INSPECTOR OF POLICE,
THIRUNEELAKUDI POLICE STATION,
THANJAVUR DISTRICT.
- 5.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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ORDER

IN

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Date :26/04/2024

RK (26/04/2024) 5P / 6C

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17/07/2023