



CRL OP(MD). No.6613 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.6613 of 2024

1. Karalaselvam

2. Siva

... Petitioners/ Accused No.1 & 2

Vs

The Inspector of Police,
Thiruvaiyaru Police Station,
Thanjavur District.
(Crime No.230/2024).

... Respondent/Complainant

For Petitioners : B.Arun,
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PRAYER :-

For Bail in Crime No.230/2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The respondent police registered a case as against the petitioners in Crime



CRL OP(MD). No.6613 of 2024

No.230 of 2024 for the offence under Sections 4(1)(a) and 4(1-A) of Tamil Nadu Prohibition Act and remanded them into judicial custody on 16.04.2024. Therefore, the petitioners have filed this petition seeking bail.

2. The case of the prosecution is that the petitioners were in possession of 29 brandy bottles without valid permission.

3. The learned counsel for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. However, they are languishing in Jail from 16.04.2024.

4. The learned Additional Public Prosecutor appearing for the respondent opposes for grant of bail on the ground that the investigation is pending. He further submits that the petitioners are not having previous cases.

5. Considering the nature of allegation as against the petitioners and also considering the period of incarceration, this Court is inclined to grant bail to the petitioners.



CRL OP(MD). No.6613 of 2024

WEB COPY

6. Accordingly, this Criminal Original Petition is ordered and the petitioners are ordered to be released on bail on the following conditions:

i) on the petitioners are executing a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand) each with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Thiruvaiyaru;

ii) The petitioners 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 petitioners shall appear before the respondent police as and when required by the respondent police. They have to co-operate for the investigation.

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



CRL OP(MD). No.6613 of 2024

WEB COPY

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

sd/-
29/04/2024

/ TRUE COPY /

29 /04/2024
Sub-Assistant Registrar (CS -I/ II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS

TO

- 1.THE JUDICIAL MAGISTRATE, THIRUVAIYARU;
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR @ KUMBAKONAM.
- 3.THE OFFICER IN CHARGE,
SUB JAI, THANJAVUR.
- 4.THE INSPECTOR OF POLICE,
THIRUVAIYARU POLICE STATION,
THANJAVUR DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.B.ARUN, Advocate (SR-5057[I] dated 29/04/2024)



WEB COPY



CRL OP(MD). No.6613 of 2024

ORDER
IN
CRL OP(MD) No.6613 of 2024
Date :29/04/2024

RK (29/04/2024) 5P / 7C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023