



CRL OP(MD). No.8396 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10/06/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.8396 of 2024

Vengatachalam,

... Petitioner/2nd Accused

Vs

The Inspector of Police,
Karaikudi North Police Station,
Sivagangai District.
Crime No. 209/2024.

... Respondent/Complainant

For Petitioner : M/s Venkatesh.D,Advocate.

For Respondent : Mr.M.Sakthikumar,

Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.438 of Cr.P.C

PRAYER :-

For Anticipatory Bail in Crime No. 209 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(a) and 4(1-A) of the Tamil

<https://www.mhc.tn.gov.in/judis>



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Nadu Prohibition Act in Crime No.209 of 2024, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and A1 were found in illegal possession of 12 liquor bottles (180 ml. each bottle).

3.The learned counsel appearing for the petitioner submits that the petitioner has not indulged in any offence as alleged by the prosecution and based on the confession statement of the co-accused, he has been falsely implicated in this case.

4.The learned Government Advocate (Crl. side) submits that the petitioner and A1 were found in illegal possession of 12 liquor bottles (180 ml. each bottle). Hence, he opposed for grant of anticipatory bail to the petitioner.

5.Considering the nature of the allegations, this Court is inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this criminal original petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Karaikudi, on condition that 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 Magistrate concerned and on further

conditions that:

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- i. 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;
- ii. The petitioner shall appear before the respondent police as and when required for interrogation;
- iii. The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses.
The petitioner shall be available for the trial as well.
- iv. On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the anticipatory bail.

Sd/-
10/06/2024

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/06/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

SJI
TO

1 THE JUDICIAL MAGISTRATE,
KARAIKUDI.

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- 2 DO THROUGH:
THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.
- 3 THE INSPECTOR OF POLICE
KARAIKUDI NORTH POLICE STATION,
SIVAGANGAI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.D.VENKATESH, Advocate (SR-6299[I] dated 11/06/2024)

ORDER
IN
CRL OP(MD) No.8396 of 2024
Date :10/06/2024

PKP/VR/SAR /20.06.2024/ 4P/ 6C
Madurai Bench of Madras High Court is issuing certified
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