



CRL OP(MD). No.12474 of 2024

WEB COPY

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

Date : 02/08/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.12474 of 2024

P.Muthusamy

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Thuraiyur Pew Police Station,
Trichy District.
Crime No. 394/2024.

... Respondent/Complainant

For Petitioner : Mr.C.Suresh Kannan, Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of B.N.S.S.

PRAYER :- For Bail in Crime No. 394 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Accused, who was arrested and remanded to judicial custody on 19.06.2024 for the offences punishable under Sections 4(1)(aaa), 4(1)(g) r/w. Section 4(1-A) of Tamil Nadu Prohibition Act, in crime No.394 of 2024 on the file of the



CRL OP(MD). No.12474 of 2024

respondent police, seeks bail.

WEB COPY

2.The case of the prosecution is that the petitioner was in illegal possession of six litres of illicit arrack and 180 litres of molasses in a plastic barrel. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and she has been falsely implicated in this case. He would further submit that the petitioner is in judicial custody from 19.06.2024, hence he may be released on bail.

4.The learned Government Counsel would submit that the petitioner is having one previous case and the investigation is yet to be completed. Hence, he strongly opposed to grant bail.

5.Considering the facts and circumstances of the case and also considering the period of incarceration, this Court is inclined to grant bail to the petitioner on certain conditions.

6.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate, Thuraiyur, Trichy District.

(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar



CRL OP(MD). No.12474 of 2024

card or Bank Pass Book to ensure their identity;

WEB COPY

(ii) the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

(iii) the petitioner shall not tamper with evidence or witness;

iv) the petitioner shall not abscond during trial.

v) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

(vi) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
02/08/2024

/ TRUE COPY /

02/08/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS



CRL OP(MD). No.12474 of 2024

To

WEB COPY

1.The Judicial Magistrate,
Thuraiyur, Trichy District.

2.Do through the Chief Judicial Magistrate,
Trichy District.

3.The Inspector of Police,
Thuraiyur PEW Police Station,
Trichy District.

4.The Superintendent,
Central Prison, Trichy.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.C.SURESH KANNAN, Advocate (SR-9360[I] dated 02/08/2024)

ORDER

IN

CRL OP(MD) No.12474 of 2024

Date :02/08/2024

ED/ /SAR- (02/08/2024) 4P / 7C

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