



CRL OP(MD)No.17570 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 17.10.2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD)No.17570 of 2024

Anbuselvan

... Petitioner/ Accused No.2

Vs

The Inspector of Police,
PEW-Kumbakonam,
Thanjavur District,
Crime No.675/2024.

... Respondent/ Complainant

For Petitioner : Mr.A.Arun Prasad, Advocate.

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

PETITION FOR BAIL UNDER SECTION 483 OF BNSS

PRAYER :-

For Bail in Crime No.675/2024 on the file of the respondent police

ORDER : The Court made the following order :-

The petitioner/Accused, who is arrested and remanded to judicial custody on

24.08.2024 for the offence punishable under Sections 4(1)(aaa), 4(1)(i), 4(1)(A) & 4(1)-
<https://www.mhc.tn.gov.in/judis>



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A)(ii) of Tamil Nadu Prohibition Act and Sections 318(4) & 340 of BNS, in Crime No.675 of 2024 on the file of the respondent police, seek bail.

2.The case of the prosecution is that the petitioner and other accused persons were found to be in illegal possession of 125 litres of liquor. Hence, the complaint.

3.Heard the learned counsel on either side and perused the material records of the case.

4.Considering the nature of allegation in this case that the petitioner was found to be in illegal possession of 125 litres of Pondicherry arrack and also considering the fact the petitioner is in judicial custody from 24.08.2024, I am inclined to enlarge the petitioner on bail with certain conditions.

5.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 No.I, Kumbakonam.

(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 card or Bank Pass Book to ensure their identity;

(ii)the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation. It is



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made clear that no relaxation of the condition for the said period will be entertained by this court;

(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 229A IPC.

sd/-
17/10/2024

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17 / 10 /2024

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

JBR

TO
1 THE JUDICIAL MAGISTRATE
NO.1, KUMBAKONAM.

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2 DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE INSPECTOR OF POLICE,
PEW - KUMBAKONAM,
THANJAVUR DISTRICT,

4 THE OFFICER INCHARGE
SUB JAIL , KUMBAKONAM.

5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.17570 of 2024
Date :17/10/2024

PSP/ /SAR /17.10.2024/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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