



CRL OP(MD). No.18295 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.18295 of 2024

Rejendran,

... Petitioner/ Accused No.2

Vs

The State of Tamil Nadu,
Through the Inspector of Police,
Pattukottai Police Station,
Thanjavur District.
(Crime No.570 of 2024).

... Respondent/ Complainant

For Petitioner : M/s.S.Sivaprakash,
Advocate.

For Respondent : Mr.A.Albert James,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 570 of 2024 dated on 02.10.2024 on the file of the respondent Police.



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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)(B) and 14A of the Tamil Nadu Prohibition (Amendment) Act, 2024, in Cr.No.570 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and the other accused were found in illegal possession of 15 numbers of beer bottles. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations that the petitioner and the other accused are said to have involved in the sale of liquor on Gandhi Jayanti Day and they escaped from the scene, and considering the fact that the petitioner does not have any other antecedent and considering the argument of the learned counsel for the petitioner that without prejudice to the contention of the petitioner, he will deposit some amount to the credit of Government Rajaji Hospital for conducting Alcohol Awareness Campaign, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



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5. Accordingly, the petitioner shall pay a sum of Rs.5,000/- (Rupees Five Thousand only) to the credit of Government Rajaji Hospital, Madurai, (Account No.7097546149, IFSC Code: IDIB000T003, MICR Code; 525019008, Indian Bank, Madurai), for conducting Alcohol Awareness Campaign without prejudice to his rights and contentions before the trial Court;

6. On production of such receipt, 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, Pattukottai, Thanjavur District, on condition that the petitioner shall execute 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 Magistrate concerned and on further conditions that:

(a) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall report before the respondent police daily at 10.30 am for a period of three weeks and thereafter, as and when required for interrogation;



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(c)the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d)the petitioner shall not abscond either during investigation or trial;

(e)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]*; and;

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

sd/-
24/10/2024

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/11/2024

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

DSS
TO

1 THE JUDICIAL MAGISTRATE
PATTUKOTTAI THANJAVUR DISTRICT.

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



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3 THE INSPECTOR OF POLICE,
PATTUKOTTAI POLICE STATION, THANJAVUR DISTRICT

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

Copy to:
THE DEAN
GOVERNMENT RAJAJI HOSPITAL, MADURAI.

+1 CC to M/s.S.SIVA PRAKASH, Advocate (SR-13201[I] dated 25/10/2024)

ORDER
IN

CRL OP(MD) No.18295 of 2024

Date :24/10/2024

SS/SSN/SAR- /11/11/2024/ 5P/7C

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