



CRL OP(MD). No.19423 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/11/2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.19423 of 2024

Muneeshwaran @ Muneeswaran

... Petitioner/ Accused No.4

Vs

The State of Tamilnadu,
Rep. by the Sub Inspector of Police,
PEW Srivilliputhur Police Station,
Virudhunagar District.
Crime No. 636/2024..

... Respondent/Complainant

For Petitioner : Mr.Jagadeeshwaran R,
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. 636 of 2024 on the file of the Respondent Police.



CRL OP(MD). No.19423 of 2024

ORDER: The Court made the following order :-

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The petitioner / Accused No.4, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 4(1)(A), 4(1)(C) and 4(1)(A)(ii) of the Tamil Nadu Prohibition Act in Crime No.636 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that Accused Nos.1 and 3 were found manufacturing arrack and on secret information received by the Police, they went to the spot on 03.11.2024 and the entire illegal / illicit arrack was seized.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the State.

4. Taking into consideration the facts and circumstances the case and considering the fact that this petitioner has been arrayed as an accused based on the confession of Accused Nos.1 to 3 and there are no previous cases against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.



CRL OP(MD). No.19423 of 2024

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5. Accordingly, the petitioner is ordered to be released on anticipatory 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 No.I, Sivakasi, Virudhunagar 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 respondent police or the police officer who intends to arrest or to the satisfaction of the said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] the petitioner shall report before the respondent police as and when required for interrogation;

[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;



CRL OP(MD). No.19423 of 2024

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[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/-
11/11/2024

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/11/2024

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

TSG

TO

- 1 THE JUDICIAL MAGISTRATE NO.I
SIVAKASI, VIRUDHUNAGAR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.



CRL OP(MD). No.19423 of 2024

3 THE SUB INSPECTOR OF POLICE,
PEW SRIVILLIPUTHUR POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.R.JEGADEESWARAN, Advocate (SR-13895[I] dated 12/11/2024)

ORDER
IN
CRL OP(MD) No.19423 of 2024
Date :11/11/2024

SS/SAR- /25/11/2024/ 5P/6C

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