



CRL OP(MD). No.20330 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22.11.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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1.Muthuraja @ Muthuraj

2.Muniyandi

... Petitioners / Accused No.1 & 3

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Narikudi Police Station,
Virudhunagar District.
(Crime No.151 of 2024)

... Respondent/Complainant

For Petitioners: Mr.P.Manokaran, Advocate

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

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 151 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for



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the alleged offences under Sections 4(1)(A) of the Tamil Nadu Prohibition Act, 2024 r/w. Section 14(A) of the Transport Act, in Crime No.151 of 2024 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the accused persons were found in illegal possession of 30 bottles each containing 180 ml of brandy and they were attempting to sell the liquor at exorbitant rate. There are totally 3 accused persons in this case and the petitioners have been arrayed as A1 and A3.

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

4. Taking into consideration the facts and circumstances of the case and considering the fact that the entire liquor bottles have been seized and A2 was arrested and later released on bail and there are no previous cases against A1 and 6 previous cases against A3, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

5. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned District Munsif -cum- Judicial Magistrate Court, Thiruchuli, Virudhunagar, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two



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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 learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners 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 1st petitioner (A1) shall appear before the respondent Police as and when required for interrogation.

[c] the 2nd petitioner (A3) shall report before the respondent police on every Friday at 05.30 p.m. for a period of 8 weeks and thereafter, as and when required.

[d] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[e] the petitioners shall not abscond either during investigation or trial.

[f] 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 petitioners 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].



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[g] If the accused thereafter absconds, a fresh FIR can be registered under
Section 269 of BNS, 2023. IPC.

sd/-
22/11/2024

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/ 12 / 2024
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PAL

TO

1 THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
THIRUCHULI.

2 DO-THROUGH
THE CHIEF JUDICIAL MAGISTRATE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE,
NARIKUDI POLICE STATION,
VIRUDHUNAGAR DISTRICT.

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

+1 CC to M/s.P.MANOKARAN, Advocate (SR-14408[I] dated 22/11/2024)

ORDER
IN
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Date :22/11/2024



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PSP/ GSV /SAR /05.12.2024/ 5P/ 6C

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