



CRL OP NO. 743 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20-01-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP NO. 743 of 2025

Saravanan

S/o.Kannan, Pattai Veethi, Ayan Kurinjipadi, Kurinjipadi Taluk, Cuddalore 607 302.
Petitioner(s)

Vs

The State Rep by
The Inspector of Police, Cuddalore Prohibition Enforcement Wing
(PEW), Cuddalore District. (Crime No. 1493 of 2024)

Respondent(s)

For Petitioner(s):

Kasirajan S
P.Anandakumar
S.Ramesh
M.Saravanan

For Respondent(s):

S.Santhosh
Public Prosecutor
Madras High Court.

ORDER

The petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(c), 4(1)(A) r/w 14(A) of Tamil Nadu Prohibition Act in Crime No.1493 of 2024, on the file of the respondent police, seek anticipatory bail.



2. The case of the prosecution is that on 02.11.2024, while the respondent was on their routine inspection near Vandalur Cattle market, they found the petitioner were in possession of 21 litres of arrack. On seeing the police, he ran away from the spot. Hence, this case.

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3. Learned counsel appearing for the petitioner would submit that petitioner is innocent and have not committed any offence, as alleged by the prosecution and they have been falsely implicated in this case, only based on the confession of the arrested accused. He would further submit that the petitioner is ready to abide by any condition, that may be imposed by this Court and also to appear and co-operate for the investigation, therefore, he prayed for the grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police opposed for granting anticipatory bail to the petitioner, stating that the petitioner had involved in illegal possession of 21 litres of arrack. He also submitted that the petitioner has no previous case.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) appearing for the respondent police and perused the materials available on record including the FIR.

6. Having heard the learned counsel for the petitioner and the learned Government Advocate



(CrI. Side) appearing for the respondent Police and also the fact that the petitioner no

previous case, this Court is inclined to grant anticipatory bail to the petitioner with certain

conditions and accordingly, the petitioner is ordered to be released on bail in the event of

arrest or on their appearance within a period of fifteen days from the date of receipt of a copy

of this order, before **the learned District Munsif cum Judicial Magistrate Court,**

Kurinjipadi on condition that the petitioner shall execute separate 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 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;

[c] the petitioner shall report before the respondent Police on everyday at 10:30 A.M., until further orders;

[d] the petitioner shall not tamper with evidence or witness either during the investigation or during the trial;

[e] the petitioner shall not abscond either during the investigation or during the 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 petitioner was 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]

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

20-01-2025

msv
To
The Inspector of Police,
Cuddalore Prohibition Enforcement Wing (PEW),
Cuddalore District.