



CRL OP NO. 1871 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-01-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP NO. 1871 of 2025

1.Balu @ Jayachandiran
2.Kumaresan

Petitioner(s)

Vs

State Rep By,
The Inspector of Police, Katpadi Police Station, Vellore District.

Respondent(s)

For Petitioner(s):

E Kannadasan
E.Kannadasan
Thulasi R
S.Priyadharshini
M.Sathishkumar
A.Ajay

For Respondent(s):

S.Santhosh
Government Advocate (criminal Side),madras High Court.

ORDER

Apprehending arrest in connection with Crime No.08 of 2025 registered for the

offences punishable under Sections 5, 7(3) of Lotteries Regulation Act, 1998 r/w.

Section 318(4) of Bharatiya Nyaya Sahita, 2023, the present petition has been filed

seeking anticipatory bail.



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2. Pleading innocence on the part of the petitioners, false implication in the case, learned counsel for the petitioners seeks indulgence of this Court. He further submits that the

petitioners are ready to abide by any stringent condition that may be imposed by this Court.

3. The case of the prosecution as put forth by the learned Government Advocate (Crl. Side) appearing for the respondent Police, opposing for grant of anticipatory bail, is that the petitioners, along with other accused, were found to be in illegal possession of banned lottery tickets and the same were seized from the petitioners. He further submits that the petitioners are arrayed as A2 and A3. He also submits that A2 has three previous cases and A3 has no previous cases pending against them.

4. Heard the learned counsel for the petitioners and the learned Government Advocate (Crl.side) for the respondent and perused the materials available on record.

5. Considering the facts and circumstances of the case and also considering the submissions made by the learned counsel for the petitioners, this Court is of the view that the petitioners may be granted bail. 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 of receipt



of a copy of this order, before the learned Judicial Magistrate, Katpadi, on condition that the

petitioners 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 petitioners fail to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] the petitioners shall report before the respondent Police everyday at 10.30 a.m., for a period of two weeks and thereafter, on every Saturday at 10.30 a.m., until further orders;

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial;

[d] the petitioners 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 petitioners 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];

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

28-01-2025



A.D.JAGADISH CHAND



To

1. State Rep By,
The Inspector of Police,
Katpadi Police Station,
Vellore District.

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