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Crl.OP.No.3021 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-02-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 3021 of 2025

Natraj Nirmal
C/o. P.N. Selvarengan, 45, Ganapathi Nagar,
Kottucherry, Karaikal, Pondicherry - 609 609.

Petitioner(s)

Vs

The State rep by, The Inspector of Police,
Keevalur Police Station, Nagapattinam District.
(Crime No. 71 of 2025)

Respondent(s)

For Petitioner(s):

Jawahar jayaraman

For Respondent : Mr.S.Balaji,
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(A) of the Tamil Nadu Prohibition (Amendment) Act 2024, in Crime No.71 of 2025, on the file of the respondent police, seeks anticipatory bail.



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2. The case of the prosecution is that when the respondent police conducted a search near Orkudi Bridge, the petitioner along with other accused was found illegally transporting 120 litres of Pondy arrack in 2 polythene bags, without any valid license, using a two wheeler bearing Registration No.PY 02 T 2957. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He would further submit that the petitioner is a law abiding citizen and ready to abide by any stringent condition that may be imposed by this Court. Hence, he prays for grant of anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the entire contraband was seized and the petitioner has no previous case against him.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for the respondent and perused the



materials available on record.

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6. Considering the nature of allegation; there is no previous case, against the petitioner, contraband was seized and the custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, 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 copy of this order, before the learned District Munsif cum Judicial Magistrate, Kilvelur, Nagapattinam, on condition that the petitioner shall execute a bond for 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] 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;



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- [b] the petitioner shall report before the respondent Police,
everyday at 10.30 a.m., until further orders;
- [c] the petitioner shall not abscond either during
investigation or trial;
- [d] the petitioner shall not tamper with evidence or
witness 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*** reported in [(2005)AIR SCW 5560];



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

12.02.2025

drl

To

1. The Inspector of Police,
Keevalur Police Station,
Nagapattinam District.
2. The Public Prosecutor,
Madras High Court,
Chennai.

SUNDER MOHAN, J.



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