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CrI.OP.No.3355 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-02-2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 3355 of 2025

V Ajith
S/o Vadamalai, NO.4-25, MAHARAJPURAM
ROAD, ENJIKKUDI, NANNILAM TALUK,
PERALAM, THIRUVARUR DISTRICT

Petitioner(s)

Vs

The State Rep. By Inspector of Police
Selaiyur Police Station, Tambaram District.
(Crime. No. 04/2025)

Respondent(s)

For Petitioner(s):

Prabhu S

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

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 4(1)(A) of the Tamil Nadu Prohibition (Amendment) Act 2024, in Crime No.04 of 2025, on the file of the respondent police, seeks anticipatory bail.



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2. The case of the prosecution is that based on secret information with regard to illegal sale of alcohol, the respondent police conducted a search, wherein they found that the petitioner was in possession of 560 bottles of brandy. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person, aged 26 years, 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 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 that 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 Judicial Magistrate No.I, Tambaram, 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;
- [b] the petitioner shall report before the respondent Police,



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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. Inspector of Police
Selaiyur Police Station,
Thambaram District.
2. The Public Prosecutor,
Madras High Court,
Chennai.

SUNDER MOHAN, J.



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