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Crl OP No.4743 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21.02.2025

CORAM :

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.4743 of 2025

Sathish

... Petitioner

Versus

State by

Inspector of Police,
PEW, Vaniyambadi,
Thirupathur District.
(Crime No.33 of 2025)

... Respondent

Prayer: Criminal Original Petition filed under Section 482 of BNSS Act, to enlarge the petitioner on bail in the event of his arrest in connection with Cr.No.33 of 2025 on the file of the Inspector of Police, PEW, Vaniyambadi, Thirupathur District.

For petitioner : Mr.S.Sasikumar

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)(c) and 4(1)(A) of Tamilnadu Prohibition Act in Crime No.33 of 2025, seeks anticipatory bail.



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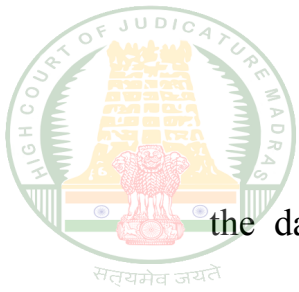
2. The case of the prosecution is that the petitioner was found to be illegal possession of 26 brandy bottles.

3. Learned counsel appearing for the petitioner would submit that the allegations are false and in any case, the custodial interrogation of the petitioner is not required. 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 on instructions submitted that the contraband was seized and that four cases are pending against the petitioner.

5. Considering the nature of allegations, for that the contraband was seized and since this court is of the view that the custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, 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 on which the order copy is made ready, before the learned

Judicial Magistrate, Vaniyambadi on condition that the petitioner shall

execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only)

with two sureties 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 conditions that:

[a] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders.

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

[c] the petitioner shall not abscond either during investigation or trial.

[d] 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 is 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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[e] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

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Vv

To

1. The Judicial Magistrate,
Vaniyambadi.
2. The Inspector of Police,
PEW, Vaniyambadi,
Thirupathur District.
3. The Public Prosecutor,
High Court of Madras,
Chennai.



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SUNDER MOHAN, J.

Vv

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