



CRL OP NO. 7425 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-03-2025

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THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 7425 of 2025

Prabhu @ Rajesh Kannan
S/o. Dhanabal, No. Keezha Annavasal, Nedungadu,
Thiruvallur Taluk, Karaikal, Puducherry - 609 603.

Petitioner(s)

Vs

State Rep.By, The Inspector Of Police,
PALAIYUR Police Station, MAYILADUTHURAI
DISTRICT. (CRIME NO. 43/2025)

Respondent(s)

For Petitioner(s):

Mr. P.Krishna Moorthy

For Respondent(s):

Mr.S.Santhosh

Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(A), 4(1-A)(i) of Tamil Nadu Prohibition Act, 2024 in Crime No.43 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that, while the respondent Police were on regular check-up, found that the petitioner along with other accused were illegally transporting 110 litres of 180ml Shield Pondy Arrack. Hence, this case.



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3. Learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case based on the confession of A5; that the petitioner is ready to produce solvent sureties and to abide by any conditions that may be imposed by this Court and also undertake to appear and to co-operate for the investigation, and prayed for anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl. Side) appearing for the respondent police opposed for the grant of anticipatory bail to the petitioner, stating that the petitioner was involved in illegal transportation of 110 litres of 180ml Shield Pondy Arrack; that the petitioner has three previous cases.

5. Taking note of the facts and circumstances of the case, considering the nature of allegation against the petitioner, submissions made by the learned counsels on either side and since custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



6. Accordingly, the petitioner is ordered to be released on bail in the eve

arrest or on his appearance, within a period of fifteen days from the date on

which the order copy made ready, before **the learned District Munsif cum**

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Judicial Magistrate, Tharangambadi on condition that the petitioner shall

execute a separate 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 condition that:

[a] 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.

[b] the petitioner shall report before the respondent police, everyday at 10:30 a.m., until further orders;

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

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



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[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 [(2005)AIR SCW 5560].

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

14-03-2025

msv

To
The Inspector Of Police,
PALAIYUR Police Station,
MAYILADUTHURAI DISTRICT.