



WEB COPY



Crl.OP.No.14047 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.05.2025

CORAM

THE HONOURABLE MRS.JUSTICE L.VICTORIA GOWRI

Crl.OP.No.14047 of 2025

Mathiyalagan ... Petitioner(s) /Accused

Vs.

State represented by
The Inspector of Police,
Harur Police Station,
Dharmapuri District.
Crime No.176 of 2025

... Respondent(s)/ Complainant

Prayer: Criminal Original Petition filed under Section 483 of BNSS 2023,
to enlarge the petitioner on bail in connection with Crime No.176 of 2025
on the file of the respondent police.

For petitioner(s) : Mr.J.Pradeep

For Respondent(s) : M/s.J.R.Archan
Government Advocate (Crl.Side)

ORDER

This Criminal Original Petition has been filed by the petitioner, who
was arrested and remanded to judicial custody on 12.04.2025, seeking bail



Crl.OP.No.14047 of 2025

in Crime No.176 of 2025 registered for the offences under Section 4(1)(C)

WEB COPY r/w Section 4(1-A)(ii) of TNP Act.

2. The case of the prosecution is that the petitioner was found in illegal possession of 30 Government Liquour Bottles. Hence the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner was arrested and is in judicial custody from 12.04.2025. He would submit that the contraband has been seized. He would further submit that the petitioner, without prejudice to the defence and contention, is ready and willing to deposit a sum of Rs.10,000/- , to any welfare scheme of the Government or any other organization. He further submits that the petitioner is ready to abide by any stringent condition that may be imposed by this court.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the



Crl.OP.No.14047 of 2025

contraband has been seized and that the petitioner has no bad antecedents.

WEB COPY

5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the voluntary submission made by the learned counsel for the petitioner, the petitioner is directed to deposit a sum of Rs.10,000/- (Rupees Ten Thousand only) as non-refundable deposit, to the credit of **Manolaya, Home for Mentally Ill Destitute, Bank Name: Indian Overseas Bank, Branch: Kottaram, IFSC Code: IOBA0000253, Account Name: Manolaya, Account No.025302000000284, UPI ID: 6379484925@okbizicici, Gpay:9443307196**, without prejudice to the right of defence before the Trial Court and making it clear that it would not amount to admission of guilt.

7. Further, considering the nature of allegations, the period of incarceration undergone by the petitioner, the fact that the contraband was seized, the petitioner has no bad antecedents and since further custody of



WEB COPY

the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

8. Accordingly, the petitioner is ordered to be released on bail on his executing 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 **learned Judicial Magistrate Court, Harur**, and on further conditions 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, everyday at 10.30 a.m., for a period of one month and thereafter, as and when required for interrogation;

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

[d] the petitioner shall not tamper with



WEB COPY



Crl.OP.No.14047 of 2025

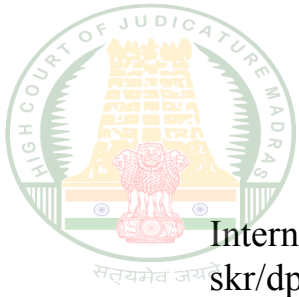
evidence or witness either during investigation or trial;

[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 [(2005)AIR SCW 5560]***;

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

08.05.2025

Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No



Internet: Yes/No
skr/dpa

WEB COPY



CrI.OP.No.14047 of 2025



WEB COPY



Crl.OP.No.14047 of 2025

L.VICTORIA GOWRI, J.
skr/dpa

Note:

- 1. Registry is directed to forthwith upload this order in the official website of this Court.**
- 2. All concerned to act on this order being uploaded in official website of this court without insisting on certified hard copies. To be noted, this order when uploaded in official website of this court will be watermarked and will also have a QR code.**

Crl.OP.No.14047 of 2025

To

1. The Inspector of Police,
Harur Police Station,
Dharmapuri District.
2. The Public Prosecutor,
Madras High Court,
Chennai.
3. Judicial Magistrate Court, Harur.
4. The Superintendent of Prison,
Sub-Jail, Harur.

08.05.2025