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Crl.O.P.No.14762 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **09.05.2025**

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THE HONOURABLE **MRS.JUSTICE L.VICTORIA GOWRI**

CRL.O.P.No.14762 of 2025

Kamal @ Kamalanathan

... Petitioner

Versus

The State rep by,
The Inspector of Police,
PEW-Dharmapuri Police Station,
Dharmapuri District,

(Crime No.205 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 482 of BNSS Act,
to grant anticipatory bail to the petitioner in the event of his arrest in Crime
No.205 of 2025 on the file of the respondent police.

For Petitioner :M/s.Saritha Sivakumar

For Respondent :Dr.C.E.Pratap
Government Advocate (Crl. Side)

ORDER

The petitioner/accused, who apprehends arrest at the hands of the
respondent police for the offences punishable under Section of 4(1) (B)
TNP Amendment Act, 2024 in Crime No.205 of 2025, on the file of the
respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the petitioner was found to be in illegal possession of 90ml Monitor Brandy. Hence, the case.

3.The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution. He would 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 (Criminal Side) appearing for the respondent police would submit that petitioner was found to be in illegal possession of 90ml Monitor Brandy. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Considering the voluntary submission made by the learned



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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 the **RAY OF LIGHT FOUNDATION; A/c No:50100078904233; IFSC code: HDFC0001864; Branch: Habibullah Road, T Nagar, Chennai** without prejudice to the right of defence before the Trial Court and making it clear that it would not amount to admission of guilt.

6.Taking into consideration the facts and circumstances of the case and also considering the submissions made on either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate No.I, Dharmapuri**, on condition that the petitioner shall execute 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



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the learned Magistrate concerned and on further conditions that:

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[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 Aadhaar 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 30 days and thereafter as and when required for interrogation.

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

[d] the petitioner shall not abscond 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 is released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court



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in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.

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[f]If the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

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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.

To

1.The Inspector of Police,
PEW-Dharmapuri Police Station,
Dharmapuri District.

2.The Judicial Magistrate No.I, Dharmapuri

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3.The Public Prosecutor,
High Court, Madras.



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L.VICTORIA GOWRI, J.

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