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CRL OP No. 15041 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-05-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 15041 of 2025

Muniyammal

W/o.Palani, No.25, Bavaji Nagar 1st
Street, Tiruvannamalai Town,
Tiruvannamalai District.

Petitioner(s)

Vs

1. The State Rep. by its Sub-Inspector of
Police,
Tiruvannamalai Town Police Station,
Tiruvannamalai District.
(Crime No.159 of 2025)

Respondent(s)

PRAYER

To enlarge the petitioner on bail in Crime No.159 of 2025 pending investigation on the file of the respondent.

For Petitioner(s): Mr.Sathiyaraj E.

For Respondent(s): Mr.Leonard Arul Joseph Selvam
Govt Advocate (crl Side)



ORDER

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The petitioner, who was arrested and remanded to judicial custody on 01.05.2025, for the offences punishable under Sections 4(1)(C) and 4(1-A) (ii) of Tamil Nadu Prohibition (Amendment) Act, in connection with Crime No.159 of 2025, registered on the file of the respondent, seeks bail.

2. The case of the prosecution is that the petitioner was found in possession of 12 brandy bottles which were purchased from the Government Tasmac shop for the purpose of selling the same at higher price. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and she has been falsely implicated in this case. He also submitted that the petitioner is in no way connected with the alleged offence, however, she is suffering incarceration from 01.05.2025. He further submitted that the petitioner is ready to abide by any stringent condition that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated



the prosecution case and submitted that the petitioner was in illegal possession of 12 brandy bottles and he was arrested on 01.05.2025. He further submitted that there are 15 previous cases pending against her.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case, nature of allegations, submissions made by the learned counsels on either side and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on her executing a separate 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-I, Tiruvannamalai District**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent Police, everyday at 10.30 a.m., for a period of two weeks and thereafter, as and when required for further interrogation;



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[c] the petitioner shall make themselves available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, she shall comply to the directions as may be given by the Court in this regard;

[f] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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)13 SCC 283]**;

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

14.05.2025

asi/uma

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 the official website of this Court will be watermarked and will also have a QR code.

To

1. The Sub-Inspector of Police,
Tiruvannamalai Town Police Station,
Tiruvannamalai District.

2. The Judicial Magistrate-I,
Tiruvannamalai District.

3. The Public Prosecutor,
High Court of Madras, Chennai.

4. The Special Prison for Women,
Vellore.



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M.NIRMAL KUMAR J.

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