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CRL OP No. 15063 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. 15063 of 2025

Velankanni

Son of Selvaraj, No.437, 9th Street,
Sharma Nagar, MKB Nagar
Chennai-600039

Petitioner(s)

Vs

1. State Rep by its Inspector of Police
PEW-Anna Nagar Police Station,
Chennai District (Crime NO.48 of
2025)

Respondent(s)

PRAYER

To order enlarge the petitioners on bail in Crime No.48 of 2025 on the file of the
Respondent

For Petitioner(s): Mr.S.Krishnamoorthy

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



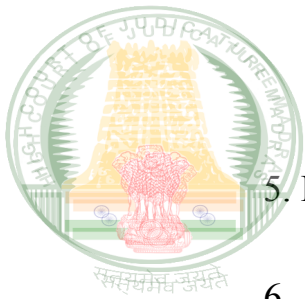
ORDER

The petitioner, who was arrested and remanded to judicial custody on 29.04.2025, for the offences punishable under Sections 4(1)(A) and 4(1)(C) of Tamil Nadu Prohibition (Amendment) Act, in connection with Crime No.48 of 2025, registered on the file of the respondent, seeks bail.

2. The case of the prosecution is that the petitioner was found in illegal possession of 57 bottles of foreign liquors. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He also submitted that the petitioner is in no way connected with the alleged offence, however, he is suffering incarceration from 29.04.2025. 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 57 bottles of foreign liquors and he was arrested on 29.04.2025. He further submitted that there is no previous case pending against him.



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 and he has no bad antecedents, 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 him 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 V Metropolitan Magistrate Court, Egmore, 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;

[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;



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[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, he 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];

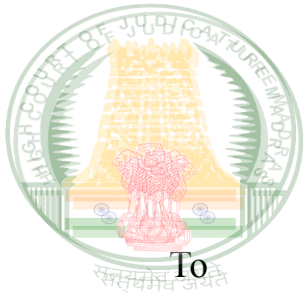
[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

14.05.2025

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



To

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1. The Inspector of Police
PEW-Anna Nagar Police Station, Chennai
District.
2. The V Metropolitan Magistrate Court,
Egmore.
3. The Public Prosecutor,
High Court of Madras.
4. The Central Prison,
Puzhal -II, Chennai.



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M.NIRMAL KUMAR J.

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