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CRL OP No. 23272 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-08-2025

CORAM

THE HONOURABLE DR JUSTICE G. JAYACHANDRAN

CRL OP No. 23272 of 2025

Devika

...Petitioner

Vs.

State rep. by

The Inspector of Police,

PEW, Gumudipoondi Police Station,

Thiruvallur District.

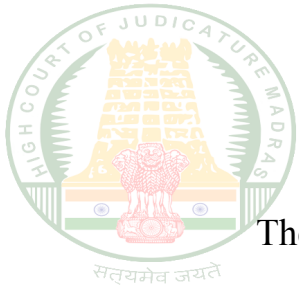
(Crime No.104 of 2025)

...Respondent

Prayer: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.104 of 2025, on the file of the Inspector of Police, PEW, Gumudipoondi
Police Station, Thiruvallur District.

For Petitioner(s): Mr.M.Vetrivel

For Respondent(s): Mr.S.Udayakumar,
Government Advocate (Crl. Side)



ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Section 4(1)(A), TNP Amendment Act 2024, in Crime No.104 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that 20 bottles of liquor each containing 180 ML brandy seized from A1 by the respondent police on 01.08.2025 on the information given by the co-accused, this petitioner is apprehending arrest.

3. The learned Government Advocate appearing for the respondent police states that the petitioner is the supplier of the contraband recovered from A1.

4. Heard the learned counsel on both sides and perused the materials available on record.

5. Considering the fact that, nothing was recovered from the petitioner



and only based on the confusion of the co-accused, the petitioner is suspected for involving the illicit possession of liquor, this Court is of the view that custodial interrogation of the petitioner is not required. Hence, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is directed to deposit a sum of **Rs.10,000/- (Rupees Ten Thousand only)** to the credit of Crime No.104 of 2025 before the trial Court, on such deposit and production of proof, the petitioner is ordered to be released on bail in the event of arrest or her appearance, within a period of 10 (ten) days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate, Gumudipoondi**, 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 the learned Magistrate concerned and on further condition that:

[a] If the petitioner fails to surrender before the concerned Magistrate, within a period of 10 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;



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[b] 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;

[c] the petitioner shall report before the respondent police daily at 10.30 a.m, until further orders;

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner 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];

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

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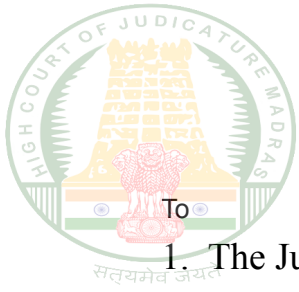
jd

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No



To

1. The Judicial Magistrate, Gumudipoondi.
2. The Inspector of Police,
PEW, Gumudipoondi Police Station,
Thiruvallur District.
3. The Public Prosecutor,
High Court of Madras.



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Dr.G.JAYACHANDRAN J.
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