



CrI.O.P.No.24033 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 02.09.2025

CORAM

THE HONOURABLE DR.JUSTICE G.JAYACHANDRAN

CrI.O.P.No.24033 of 2025

Govindhasamy

... Petitioner

Vs.

State By,
The Inspector of Police,
Tiruvannamalai PEW Police Station,
Tiruvannamalai District.
Crime No.80 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of arrest in Crime No.80 of 2025 on the file of the Inspector of Police, Tiruvannamalai PEW Police Station, Tiruvannamalai District.

For Petitioner : Mr.S.Silambu Selvan

For Respondent : Mr.S.Udayakumar
Government Advocate (Criminal Side)



Crl.O.P.No.24033 of 2025

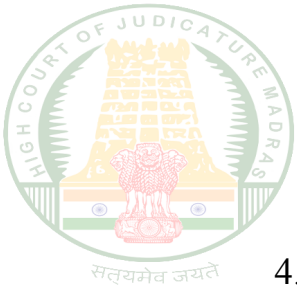
ORDER

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The petitioner herein apprehends arrest at the hands of the respondent police for the offences punishable under Sections 4(1)(a), 4(1)(i), 4(1)(C), 4(1)(A) of TNP Act, in Crime No.80 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner herein, owner of the two-wheeler bearing Registration No.TN 25 BF 9034, abandoned the vehicle and fled on seeing the patrol police. Upon search, the police recovered 20 bottles of 'Black Pear' brandy each containing 180 ml, and 6 bottles of 'Express' brandy, each containing 180 ml, all valued at Rs.4,000/-, alleged to have been illegally transported by the petitioner. Hence, the present complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been arrayed as an accused solely on the basis of the vehicle's registration number. He further submitted that the petitioner is an innocent person and has been falsely implicated in this case.



Crl.O.P.No.24033 of 2025

WEB COPY

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and opposed for grant of anticipatory bail to the petitioner.

5. Heard the learned counsels on either side and perused the materials available on record.

6. Considering the nature of the complaint and the cause of the dispute, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of ten days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate, Thandrampet**, 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:



WEB COPY



Crl.O.P.No.24033 of 2025

[a] the petitioner is directed to deposit a sum of Rs.5,000/- (Rupees Five Thousand Only) to the credit of Crime No.80 of 2025.

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

[c] 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;

[d] the petitioner shall report before the respondent police as and when required for interrogation;

[e] 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]**;



CrI.O.P.No.24033 of 2025

WEB COPY

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

02.09.2025

cda

To

- 1.The Judicial Magistrate, Thandrampet.
- 2.The Inspector of Police,
Tiruvannamalai PEW Police Station,
Tiruvannamalai District.
- 3.The Public Prosecutor,
High Court of Madras.



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CrI.O.P.No.24033 of 2025

Dr.G.JAYACHANDRAN, J.

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CrI.O.P.No.24033 of 2025

02.09.2025