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CRL OP No. 25294 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16-09-2025

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THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 25294 of 2025

Viji @ Vijaya Kumar

.. Petitioner

Vs

State rep by the Inspector of Police
Omerabad Police Station,
Omerabad, Thirupathur District.
(Crime No. 304 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 his arrest in connection with Crime No. 304 of 2025 on the file of the respondent and thus render justice.

For petitioners(s): Mr.Vinodhkumar

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

ORDER

The petitioner, who apprehends arrest at the hands of the respondent



police for the offence punishable under Section 4(1)(C), 4(1-A) (ii) of The Tamil Nadu Prohibition (Amendment Act), 2024 r/w 123 of BNS (328 of IPC)

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in Crime No.304 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 24.08.2025, at about 15.00 hrs, when the defacto complainant and other police party were conducting a routine check near Melkoormapalayam Village, they found the petitioner along with other accused in illegal transportation of 15 liters of country arrack, with each containing 200 ml. Based on this, the respondent police arrested the accused and seized the liquor. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case. Based on the confession of the arrested accused/A1, this petitioner was arrayed as an accused in this case. Hence, he prays for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. Side) appearing for the



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respondent reiterated the prosecution case and on instructions submitted that the arrested accused/A1 is still in judicial custody. He further submits that the petitioner has two previous cases pending against him.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for the respondent and also perused the materials available on record.

6.Considering the nature of the dispute, taking into the fact that the arrested accused/A1 is still in judicial custody and also the petitioner has two previous cases against him, this Court is not inclined to grant anticipatory bail to the petitioner.

16-09-2025

gbi

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No



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To

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1.State rep by the Inspector of Police
Omerabad Police Station,
Omerabad, Thirupathur District.

2.The Public Prosecutor
High Court of Madras.



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K.RAJASEKAR J.
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