



WEB COPY

CRL OP No. 35539 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

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THE HONOURABLE MR.JUSTICE P. DHANABAL

CRL OP No. 35539 of 2025

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Petitioner(s)

Vs

The State Rep. by The Inspector of Police
Tiruppur Central Police Station, Tiruppur.
Crime No. 523 of 2025

Respondent(s)

PRAYER

The Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, to direct to release the petitioner on Anticipatory bail in the event of his arrest by the respondent police in Crime No.523 of 2025 on the file of the Inspector of Police, Tiruppur Central Police Station, Tiruppur.

For Petitioner(s): Mr.Thinesh P

For Respondent(s): Mr.S.Udaya Kumar,
Govt. Advocate (Crl. side)

ORDER

The petitioner, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 5 and 7(3) of Lottery Act altered as Section 5 and 7(3) of Lottery Act read with Section 112(2) of BNS in Crime No.523 of 2025, on the file of the respondent police, seeks anticipatory bail.



2. The case of the prosecution is that the petitioner along with the other accused was found selling lottery tickets. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent persons and he has been implicated in this case based on the confession statement of the co-accused. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent reiterated the case of the prosecution and on instructions submitted that the petitioner has five previous cases pending against him and he has been implicated based on the confession statement of the co-accused.

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

6. Considering the nature of offence, and the fact that the petitioner is arrayed as an accused based on the confession statement of the co-accused and no property has been recovered from him and that the prime accused has been secured and though there are five cases pending against the petitioner he has already been granted bail in all those cases, this Court is inclined to grant anticipatory bail to the petitioner, subject to the following 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 fifteen days from the date on which the order copy made ready, before the **Judicial Magistrate II, Tiruppur** 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] the petitioner shall report before the respondent police every day at 10 a.m., for a period thirty days.

[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or to any police officer;

[c] the petitioner shall not leave India without the previous permission of the Court;

[d] the petitioner shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the 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)AIR SCW 5560].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.2023.

30-12-2025

dsa/av



Index: Yes/No
Speaking/Non-speaking order
Internet: Yes
Neutral Citation: Yes/No

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

To

1. The Judicial Magistrate II, Tiruppur.

2. The Public Prosecutor, High Court,
Madras.

3. The Inspector of Police,
Tiruppur Central Police Station,
Tiruppur.



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P.DHANABAL J.

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