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CRL OP No.35626 of 20



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P.DHANABAL

CRL OP No.35626 of 2025

Manivel
S/o.Subramani,
No.94, New Colony, Sowdayakuppam Village,
Thimmanamuthur Post, Tirupattur Taluk District.

Petitioner(s)

Vs

State represented by
The Inspector of Police
Tirupathur Taluk Police Station,
Tirupathur District
Crime No.448/2025

Respondent(s)

Criminal Original Petition filed under Section 482 of B.N.S.S. to grant anticipatory bail to the petitioner in the event of his arrest in Crime No.448 of 2025 pending on the file of the respondent.

For Petitioner(s): M/s.Thulasi R.

For Respondent(s): Mr.S.Udaya Kumar
Government Advocate (Crl.Side)

**ORDER**

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The petitioner/accused, who apprehends arrest in the hands of the respondent police for the offences punishable under Sections 4(1)(C) and 4(1)(A) of the Tamil Nadu Prohibition (Amendment) Act, 2024, in connection with the Crime No.448 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that the on 04.11.2025 around 13.00 hours, when the respondent police were in routine patrol duty in Koratti Junction Road, they stopped one Hero Splendor Vehicle and on search, they found 57 bottles of rum, each containing 180 ml; the driver of the vehicle was arrested and based on his confession, the present case has been registered against the petitioner.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent of the offences and he has been falsely implicated in this case and he has not committed any offence as alleged in the FIR. He would further submit that the co-accused was arrested and enlarged on bail. Hence, he prayed anticipatory bail for the petitioner.



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

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

6. Considering the rival submissions on either side, considering the nature of offences, also considering that the co-accused has been arrested and released on bail and no previous case is pending against the petitioner and considering all others factors, I am inclined to grant anticipatory bail to the petitioner subject to the following conditions.

7. Accordingly, this criminal original petition is allowed and 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 No.II, Thirupathur**, 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 and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of



their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent police every Saturday at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation;

[c] 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 her from disclosing such facts to the Court or to any police officer;

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

[e] the petitioner shall not abscond either during investigation or trial;

[f] 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]; and

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

30-12-2025

nsd
Index:Yes/No



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

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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

1. The Judicial Magistrate No.II, Thirupathur.
- 2.The Inspector of Police
Tirupathur Taluk Police Station, Tirupathur District
Crime No.448/2025
- 3.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

nsd

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