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Crl.O.P.No.35526 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 30.12.2025

CORAM

THE HONOURABLE Mr.JUSTICE P.DHANABAL

Crl.O.P.No.35526 of 2025

Abimani

... Petitioner/ Accused – 1

Vs

State Rep. by
The Inspector of Police
Thirukkannapuram Police Station,
Nagapattinam District.
(Crime No.112/2025)

... Respondent / Complainant

For Petitioner : Mr.J.Jawahar

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

ORDER

The petitioner / Accused, who apprehends arrest in the hands of the respondent police for the offences punishable under Section 4[1-A] of TNP Act, in connection with the Cr.No.112 of 2025, seeks anticipatory bail.



2. The case of the of the prosecution is that the petitioner was found in possession of 114 litres of illicit arrack without any license or permit. Hence, the case has been registered against the petitioner and other accused.

3. The learned counsel appearing for the petitioner submits that he is not involved in any such offence and he has been falsely implicated in this case. Hence, seeks anticipatory bail.

4. The learned Government Advocate [Criminal Side] on instructions submitted that the petitioner was illegally selling liquor bottles at night time after the shop has been closed. He further submitted that the petitioner is involved in three previous cases of similar nature.

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

6. Considering the nature of offence and quantity involved, though the petitioner is involved in three previous cases, as he has been granted bail in those cases and no property has been recovered from this petitioner, I am inclined to grant anticipatory bail to the petitioner subject to the following conditions.



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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 No.II, Nagapattinam**, on condition that the petitioner shall execute separate 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 daily at 10.30 a.m. for a period of 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



Crl.O.P.No.35526 of 2023

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 abscond, a fresh FIR can be registered under Section 269 B.N.S.2023.

30.12.2025

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Crl.O.P.No.35526 of 2025

P.DHANABAL, J.,

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Crl.O.P.No.35526 of 2025

30.12.2025