



CRL OP(MD). No.258 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.258 of 2025

Arulraj

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu,,
Rep. by the Inspector of Police,
Thisayanvilai Police Station,
Tirunelveli District.
(Crime No. 716 of 2024).

... Respondent/Complainant

For Petitioner : Mr.P.Suresh, Advocate

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 716 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/sole accused, who was arrested and remanded to judicial



CRL OP(MD). No.258 of 2025

custody on 11.12.2024 for the offences under Section 4(1)(i) of TN Prohibition Act and Section 4(1)(A) of the TN Prohibition (Amendment) Act, 2024 in Crime No.716 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner was found in illegal possession of 49 liquor bottles containing 180 ml liquor.

3.The learned Additional Public Prosecutor appearing for the respondent police submitted that there are 13 previous cases against the petitioner, out of which, he was convicted in seven cases and six cases are pending. Hence, he opposed the grant of bail to the petitioner.

4. Heard the learned Counsel appearing on either side.

5.Taking into consideration the facts and circumstances of the case and considering the fact that this petitioner has already suffered incarceration from 11.12.2024 and taking note of the previous cases pending against the petitioner and also of the fact that the liquor bottles have already been seized, this Court is inclined to grant bail to the petitioner subject to the following conditions.



WEB COPY

6. Accordingly, the criminal original petition is ordered and the petitioner is ordered to be released on bail on executing 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 Judicial Magistrate, Radhapuram, and on further conditions that:-

[a] 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 Monday and Friday at 10.30 a.m for a period of eight weeks and thereafter, as and when required for interrogation.

[c] the petitioner shall appear before the trial Court during every hearing date without fail.

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[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



CRL OP(MD). No.258 of 2025

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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS 2023.

sd/-
08/01/2025

/ TRUE COPY /

08/01/2025
Sub-Assistant Registrar ()
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR

TO

- 1 THE JUDICIAL MAGISTRATE
RADHAPURAM.
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
THIRUNELVELI DISTRICT.
- 3 THE SUPERINTENDENT,
CENTRAL PRISON, PALAYAMKOTTAI.
- 4 THE INSPECTOR OF POLICE,
THISAYANVILAI POLICE STATION,
TIRUNELVELI DISTRICT.



CRL OP(MD). No.258 of 2025

WEB COPY

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.258 of 2025
Date :08/01/2025

SS/SAR- /08/01/2025/ 5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from
17/07/2023