



CRL OP(MD). No.4552 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 12.03.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.4552 of 2025

P.Suthakaran ...Petitioner/ Accused No.2
(In the FIR name has been mentioned as Sudhakar)

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Devadanapatti Police Station,
Theni.
(Crime No.53 of 2025)

...Respondent/ Complainant

For Petitioner : Mr.S.Malaikani, Advocate.

For Respondent : Mr.K.Sanjai Gandhi
Government Advocate (Crl. Side)

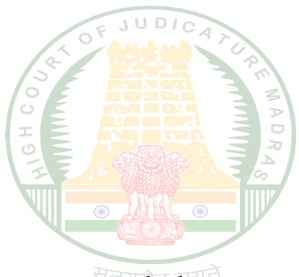
PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.53 of 2025 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 4(1)(C) and 4(1)(A) of the Tamil Nadu



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Prohibition (Amendment) Act, 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 07.02.2025, when the defacto complainant, along with his team, was on patrol, they found that A1 was in illegal possession of 19 liquor bottles each containing 180 m.l. Based on his confession, the petitioner has been arrayed as A2. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner is innocent and he was falsely implicated in this case and he is no way connected in the above said incident. He has not committed any offence as alleged by the prosecution.

4. The learned Government Advocate (Crl. Side) fairly submits that based on the confession of A1, who was in illegal possession of 19 liquor bottles each containing 180 m.l., the petitioner has been arrayed as A2. He further submits that the petitioner has eleven previous cases, which are similar in nature and the same were disposed of. Hence, he opposes 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 and the nature of offences charged against the petitioner, and the quantity of liquor involved in this case and also considering the facts that the eleven previous cases, which were pending against the petitioner, were disposed of and no previous case is pending against the



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petitioner as on date, I am inclined to grant anticipatory bail to the petitioners, subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on anticipatory bail on condition to 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 Judicial Magistrate, Periyakulam, and on further conditions that:

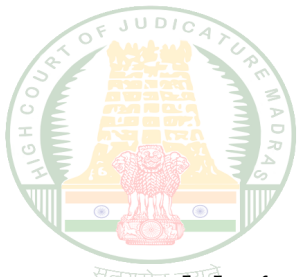
[b] the petitioner shall report before the respondent police, on every Saturday at 10.00 a.m. for a period of four weeks, and thereafter as and when required for the interrogation.

[c] the petitioner shall not commit any offences of similar nature.

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

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

[f] On breach of any of the aforesaid conditions, the learned Judicial 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].



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[g] If the accused thereafter absconds, a fresh FIR can be registered under

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Section 269 B.N.S.

sd/-
12.03.2025

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/03/2025
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

apd

To

- 1.The Judicial Magistrate,
Periyakulam.
 - 2.Do through the Chief Judicial Magistrate,
Theni District.
 - 3.The Inspector of Police,
Devadanapatti Police Station,
Theni.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1 CC to M/s.S.MALAIKANI,
Advocate (SR-2663[I] dated 12/03/2025)

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Date : 12.03.2025

SL(20.03.2025)/ 4P/ 6C

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