



CRL OP(MD). No.9244 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.9244 of 2025

Sharma,
S/o.Pandidurai

... Petitioner/Sole Accused

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Sakkottai Police Station,
Sivagangai District.
(Crime No.129 of 2025)

... Respondent/Complainant

For Petitioner : Mr.A.Balaji,
Advocate

For Respondent : Mr.S.Prakash,
Government Advocate (Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



CRL OP(MD). No.9244 of 2025

WEB COPY
PRAYER:-

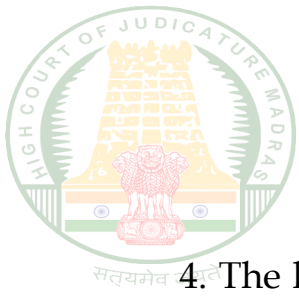
For Anticipatory Bail in Crime No.129 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 4(1)(B) of the Tamil Nadu Prohibition (Amendment) Act, 2024 in Crime No.129 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 21.05.2025, at about 11:30 a.m., when the respondent police were on routine patrol, they noticed a group of individuals consuming liquor under a shed. Upon spotting the police party, the individuals fled from the spot. On inspection, it was found that the accused were in illegal possession of 26 bottles of Black Pearl Brandy on a two-wheeler. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and is in no way connected with the alleged occurrence as stated by the prosecution. He has been falsely implicated in this case. He further submitted that the petitioner is willing to abide any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.



CRL OP(MD). No.9244 of 2025

WEB COPY

4. The learned Government Advocate (Criminal Side) submitted that there are three previous cases registered against the petitioner. He further submitted that the properties have been recovered. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and taking note of the fact that the properties have been recovered, and that as the date of occurrence is 21.05.2025, by this time most of the investigation might have been completed, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of her arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Karaikudi 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate, Karaikudi and on further conditions 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;



CRL OP(MD). No.9244 of 2025

WEB COPY

(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Karaikudi. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Karaikudi;

(c) the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

(ci)

(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 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;



CRL OP(MD). No.9244 of 2025

WEB COPY

(g) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
18/06/2025

/ TRUE COPY /

/06/2025
Sub-Assistant Registrar
(C.S.I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MKN

TO

1 THE JUDICIAL MAGISTRATE,
KARAIKUDI.

2 THE CHIEF JUDICIAL MAGISTRATE,
SIVAGANGAI DISTRICT.

3 THE INSPECTOR OF POLICE,
SAKKOTTAI POLICE STATION,
SIVAGANGAI DISTRICT.

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



WEB COPY



CRL OP(MD). No.9244 of 2025

ORDER
IN
CRL OP(MD) No.9244 of 2025
Date :18/06/2025

NM/02.07.2025/ 6P/5C

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