



CRL OP(MD).No.9730 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
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(Criminal Jurisdiction)

Date : 18.07.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.9730 of 2025

C.Yogananthan

.. Petitioner/ Accused No.2

Vs

State of Tamil Nadu,
Rep. by the Sub-Inspector of Police,
Gandamanur Police Station,
Theni District.
(in Crime No.46 of 2025)

.. Respondent/ Complainant

For Petitioner : Mr.V.Vilma Raxy

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.46 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 police



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for the offences punishable under Sections 4(1)(A) of TamilNadu Prohibition
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(Amendment) Act 2024, in Crime No.46 of 2025 on the file of the respondent police,
seeks anticipatory bail.

2. The case of the prosecution is that A1 was found in possession of 35 grams of Ganja and thereafter, he was arrested and remanded to judicial custody. Based on the confession of A1, the petitioner was implicated in this case.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that based on the confession of A1, the petitioner was falsely implicated in this case. He further submitted that A1 had already been released on bail by the Judicial Magistrate, Andipatti, in CrI.M.P.No.488 of 2025 dated 18.03.2025. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the entire contraband has been recovered and there is one previous case pending against the



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petitioner. He further submitted that the investigation is almost completed.

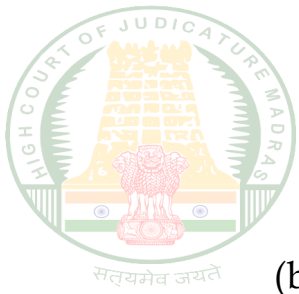
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However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that the entire contraband has been recovered and the investigation might have been completed and co-accused had already been released on bail by the trial Court. Hence, 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 his arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the Judicial Magistrate, Andipatty, 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 Judicial Magistrate, Andipatty, 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;



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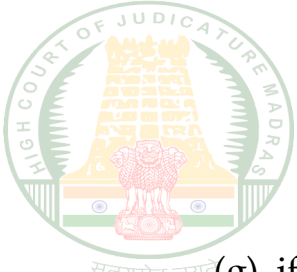
(b) the petitioner shall furnish his residential address and mobile number to the Judicial Magistrate, Andipatty. In the event of any change in his residential address, the petitioner shall report the same to the Judicial Magistrate, Andipatty.

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

(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;



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

sd/-
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/08/2025
Sub-Assistant Registrar (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

msrm

To

- 1.The Judicial Magistrate, Andipatty.
 - 2.Do Through the Chief Judicial Magistrate, Theni district.
 - 3.The Sub-Inspector of Police,
Gandamanur Police Station, Theni District.
 - 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.
- +1 CC to M/s.S.SIBI, Advocate (SR-7817[I] dated 21/07/2025)



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ORDER
IN
CRL OP(MD) No.9730 of 2025
Date :18/07/2025

PR/11.08.2025 6P/6C

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