



CRL OP(MD).No.10901 of 2025

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

Date : 30/06/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.10901 of 2025

P.Mariappan, (M/49)
S/o.Periakaruppan

...Petitioner/ Sole Accused

Vs

State of Tamil Nadu Rep by
The Inspector of Police,
Theni Police Station,
Theni.
(Crime No.235 of 2025)

... Respondent/Complainant

For Petitioner : Mr.C.Jeganathan
Advocate.

For Respondent : Mr.B.Thanga Aravindh
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.235 of 2025 on the file of the Respondent Police.

ORDER : This Court made the following order :-

The petitioner / Accused, who was arrested and remanded to judicial custody on 08.06.2025 for the offences punishable under Sections 4(1)(A) and 4(1)(C) of Tamilnadu Prohibition(Amendment) Act 2024, in Crime No.235 of 2025 on the file of



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the respondent police, seeks bail.

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2. The case of the prosecution is that the petitioner was found in illegal possession of 10 liquor bottles and cash Rs.6,230/-, which is said to be sale proceeds of the liquor. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He would further submit that the petitioner is a disabled person and the above said case had been registered by the respondent police in order to harass the petitioner. He would further submit that the petitioner is ready and willing to abide and conditions that may be imposed by this Court. He would further submit that the petitioner is in custody from 08.06.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that the property has been recovered and there are 13 previous cases pending against the petitioner in same nature. He would further submit that the investigation is almost completed. Hence, he objected to grant bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also taking note of the fact that the property has been recovered and the investigation has been completed. Further, considering the period of incarceration suffered by the petitioners, this court is inclined to grant bail to the petitioner, subject to the



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following conditions:

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6. Accordingly, the petitioner is ordered to be released on bail on executing bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of learned Judicial Magistrate, Theni 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 furnish his residential address and mobile number to the learned Judicial Magistrate, Theni. If the petitioner changes his residential address, he shall report the same to the learned Judicial Magistrate, Theni ;

[c] the petitioner shall appear and sign before the respondent police daily at 10.30 a.m. and 05.30 p.m., until further orders.

[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



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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].

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

sd/-
30/06/2025

/ TRUE COPY /

30/06/2025
Sub-Assistant Registrar ()
Madurai Bench of Madras High Court,
Madurai - 625 023.

msrm
TO

- 1 THE JUDICIAL MAGISTRATE, THENI.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.
- 3 THE OFFICER INCHARGE, DISTRICT JAIL, THENI.
- 4 THE INSPECTOR OF POLICE, THENI POLICE STATION, THENI.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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ORDER

IN

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Date :30/06/2025

NBF/30.06.2025 5P/6C

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