



CRL OP(MD).No.11264 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04.07.2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.11264 of 2025

Manikandan

... Petitioner/ Accused No.2

Vs

State of Tamilnadu,
Represented by the Inspector of Police,
Government Hospital Police Station,
Trichy City.
(Crime No.1444 of 2023)

... Respondent/Complainant

For Petitioner : Mr.C.Karthikeyan

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.1444 of 2023 on the file of the
Respondent Police.



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ORDER: The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 5 r/w 7(3) of Lottery Regulation Act, in Crime No.1444 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 28.09.2023 at about 10.30 a.m., the instance of secret information, the Sub-Inspector of Police along with the police party found A1 is selling prohibited lottery tickets. Further, the respondent police have arrested A1 and seized the lottery tickets, 500 Rupees cash and his vivo cellphone. 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 co-accused/A1 had already been arrested and thereafter, released on bail. 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.



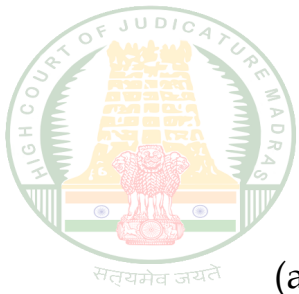
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4. The learned Government Advocate (Criminal Side) submitted that the investigation is almost completed and there is one previous case pending against the petitioner. He further submitted that co-accused had already been released on bail. However, 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 investigation has been almost completed and co-accused had already been released on bail, 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 learned Judicial Magistrate No.IV, Trichy, 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 No.IV, Trichy, and on further conditions that:



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(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;

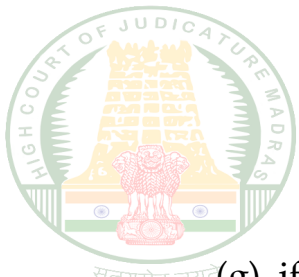
(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate No.IV, Trichy. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate No.IV, Trichy.

(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/-
04/07/2025

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

msrm
To

- 1.The Judicial Magistrate No.IV, Trichy.
- 2.Do Through The Chief Judicial Magistrate, Trichy District.
- 3.The Inspector of Police,
Government Hospital Police Station,
Trichy City.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER IN
CRL OP(MD) No.11264 of 2025
Date :04/07/2025

SBN/21.07.2025 5P/5C

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