



CRL OP(MD). No.12665 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/08/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.12665 of 2025

1.A.Sankar,
S/o.Andiraj

2.S.Sornalakshmi,
W/o.Sankar

... Petitioners/ A1 & A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Puliyarai Police Station,
Tenkasi District.
(Crime No.209 of 2025)

... Respondent/Complainant

For Petitioners : Mr.C.Saravanakumar,
Advocate

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.209 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/ A1 & A2, who apprehend arrest at the hands of the respondent police for the offences punishable under Section 7(3) of Lotteries



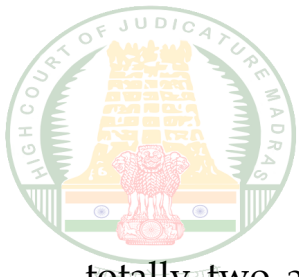
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Regulation Act, 1998 in Crime No.209 of 2025 on the file of the respondent police,
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seek anticipatory bail.

2. The case of the prosecution is that the petitioners illegally transported banned kerala state's 1440 lottery tickets. Hence, the present case has been registered.

3. The learned counsel appearing for the petitioners submitted that the petitioners were arrested on the date of alleged occurrence itself and were produced before the learned Judicial Magistrate, Senkottai. The learned Judicial Magistrate granted interim bail and released them on their own bond, subject to the condition that they produce sureties on or before 25.06.2025. On that day, they produced sureties, but the same were refused by the learned Magistrate. However, they produced the sureties on the following day, i.e., on 26.06.2025, but the same were refused by the learned Magistrate on the ground that the interim bail had already been cancelled. He submitted that the petitioners are innocent persons and are in no way connected with the alleged occurrence as stated by the prosecution. They have been falsely implicated in this case. He, however, submitted that the petitioners are willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioners.

4. The learned Government Advocate (Crl. side) submitted that there are



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totally two accused persons in this case. The entire property has been recovered.

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Insofar as A1 is concerned, two previous cases have been registered against him, whereas insofar as A2 is concerned, no previous cases have been registered against him. However, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and also taking note of the fact that the accused were already arrested and granted interim bail by the learned Magistrate on own bond and subsequently, the learned Magistrate refused to accept the sureties, and that the entire properties have already been recovered, and that as the date of occurrence is 18.06.2025, by this time most of the investigation might have been completed, this court is inclined to grant anticipatory bail to the petitioners, subject to certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Senkottai, Tenkasi District on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Judicial Magistrate, Senkottai, Tenkasi District,



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failing which, the petition for anticipatory bail shall stand dismissed and on further
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condition that:

(a) the petitioners 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;

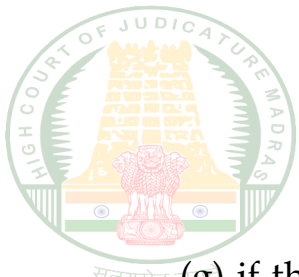
(b) the petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate, Senkottai, Tenkasi District. In the event of any change in their residential address, the petitioners shall report the same to the learned Judicial Magistrate, Senkottai, Tenkasi District;

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

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court themselves 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/petitioners thereafter abscond, a fresh FIR can be registered
under Section 269 of BNS, 2023.

sd/-
05/08/2025

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/09/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

mkn

TO

1.The Judicial Magistrate,
Senkottai, Tenkasi District.

2.The Inspector of Police,
Puliyarai Police Station,
Tenkasi District.

3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.C.SARAVANAKUMAR, Advocate (SR-8501[I] dated 07/08/2025)

ORDER IN
CRL OP(MD) No.12665 of 2025
Date :05/08/2025

SBN/01.09.2025 5P/5C

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