



**CRL OP(MD)No.14782 of 2025**

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 09.09.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.14782 of 2025

1. G.Mariappan,  
S/o.Gangadharan,

2. A.Yogesh,  
S/o.Anyappan

... Petitioners/ Accused Nos.2 & 3

Vs

The State of Tamilnadu,  
Rep by the Inspector of Police,  
Thiruneelakudi Police Station,  
Thanjavur District.  
(Crime No.339 of 2025)

... Respondent/Complainant

For Petitioners : Mr.S.Babu

For Respondent : Mr.E.Antony Sahaya Prabahar

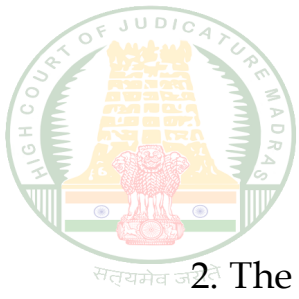
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

**PRAYER :-** For Bail in Crime No.339 of 2025 on the file of the respondent police.

**ORDER :** The Court made the following order :-

The petitioners, who were arrested and remanded to judicial custody on 09.08.2025 for the offences punishable under Sections 4(1)(A) and 4(1-A)(ii) of TamilNadu Prohibition (Amendment) Act, 2024 in Crime No. 339 of 2025 on the file of the respondent police, seek bail.



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2. The case of the prosecution is that on 09.08.2025, these petitioner and other accused were smuggled 300 numbers of 180ml pondicherry brandy liquor bottles in two cars bearing registration No.PY 02 X 3706 and KA 04 MS 4735. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the respondent police lodged a false complaint against these petitioners. The petitioners are innocent persons and they have not committed any offences as alleged by the prosecution. This petitioner is ready and willing to abide by any conditions that may be imposed by this Court. He would further submit that the petitioners are in judicial custody from 09.08.2025, nearly 31 days. Hence, he seeks bail.

4. The learned Additional Public Prosecutor would submit that these petitioners were illegally transported 300 numbers of Pondicherry liquor bottles. The entire properties were recovered by the respondent police. There are no previous cases against these petitioners. However, he opposed for grant of bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and also considering the fact that there are no previous cases against these petitioner and considering the period of incarceration suffered by the petitioners, this Court is inclined to grant bail to the petitioners, subject to the following conditions:



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6. Accordingly, the petitioners are ordered to be released on bail on executing separate 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 learned Judicial Magistrate, Thiruvidaimarudur 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 petitioners shall furnish their residential address and mobile number to the learned Judicial Magistrate, Thiruvidaimarudur.

[c] If the petitioners changes their residential address, they shall report the same to the learned Judicial Magistrate, Thiruvidaimarudur.

[d] the petitioners shall make a non-refundable deposit of Rs.10,000/- (Rupees Ten Thousand only) each to the credit of the Advocate Clerk's Welfare Association, Madurai Bench of Madras High Court, Madurai, Account No.496039124, IFSC Code.IDIB000H040, Indian Bank, High Court Branch, Madurai, without prejudice to their defence before the trial Court and produce the acknowledgment at the time of executing bond;

[e] the petitioners shall appear and sign before the respondent



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police daily at 10.30a.m. until further orders.

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[f] the petitioners shall not abscond either during investigation or trial.

[g] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[h] 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 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].

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

sd/-  
09/09/2025

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09/09/2025  
Sub-Assistant Registrar  
( )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

gvn



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1. The Judicial Magistrate, Thiruvidadaimaruthur.
2. Do Through The Chief Judicial Magistrate,  
Thanjavur District at Kumbakonam.
3. The Superintendent, Sub Jail,  
Thiruvidadaimaruthur.
4. The Inspector of Police,  
Thiruneelakudi Police Station,  
Thanjavur District.
5. The Additional Public Prosecutor,  
Madurai Bench of Madras High Court,  
Madurai.

Copy to

The Officer Incharge,  
Advocate Clerk's Welfare Association,  
Madurai Bench of Madras High Court, Madurai.

+1. CC to S.BABU Advocate SR.No.9797(I) Date : 09/09/2025

ORDER  
IN

CRL OP(MD) No.14782 of 2025  
Date :09/09/2025

SBN/09.09.2025 5P/8C

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