

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30.12.2020

CORAM

THE HONOURABLE MR. JUSTICE G.CHANDRASEKHARAN

Crl.O.P.No.21016 of 2020

Sekar

.. Petitioner/Accused 2

Vs.

State represented by  
The Inspector of Police,  
Valathy Police Station,  
Villupuram District.  
(Crime No.1495 of 2020)

.. Respondent/Complainant

Criminal Original Petition filed under Section 438 of Criminal Procedure Code, praying to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.1495 of 2020 pending investigation on the file of the respondent police.

For Petitioner : Mr.A.Kumar

For Respondent : Mr.M.Mohamed Muzammil  
Government Advocate (Crl.Side)

O R D E R

(The case has been heard through video conference)

It is seen from the submissions made by the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) that the first accused along with the petitioner in this case are being prosecuted for the offences under Section 328 IPC r/w Sections 6(b) and 24(1) of the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003, in Crime No.1495 of 2020 on the file of the respondent police.

2. Heard both sides.

3. The learned Government Advocate (Criminal Side) submitted that the petitioner is the owner of the retail shop, from where, 1500 ghutka packets, which are banned substances, have been seized. He further submitted that only at the instance of the petitioner, the first accused has marketed the ghutka packets.

4. Considering the nature of the offence, in which, banned substances have been sold to the public at large causing health hazard, this Court is not inclined to grant anticipatory bail to the petitioner.

Hence, this criminal original petition is dismissed.

-sd/-

30/12/2020

This order, on being produced, be punctually observed and carried  
into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)  
High Court, Madras - 600 104.

TO

1 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

2 THE INSPECTOR OF POLICE,  
VALATHY POLICE STATION,  
VILLUPURAM DISTRICT

CC to M/S V.R.APPASWAMEE Advocate on payment of necessary  
charges Sr.6

CRL OP.21016/2020

Date :30/12/2020

RVR 06/01/2021

सत्यमेव जयते

WEB COPY