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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.04.2024

CORAM

**THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI**

Crl.O.P.No.9027 of 2024

C.Narendra Singh

... Petitioner

Vs.

State Rep by.  
The Inspector of Police  
Variety Hall Road Police Station,  
Coimbatore District.  
Crime No. 57 of 2024

... Respondent

**PRAYER:** Criminal Original Petition filed under Section 439 of Cr.P.C.,  
pleased to enlarge the petitioner on bail in crime No. 57 of 2024, pending  
investigation before the respondent police.

For Petitioner : Mr.Muthupandi. V  
For Respondent : Mr.V.Meganathan, B.A., B.L.,  
Government Advocate (Crl. Side)



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## ORDER

The petitioner, who was arrested and remanded to judicial custody on 20.03.2024 for the alleged offences punishable under Sections Section 328 IPC and 6 (b) 24(1) of Cigarette and Other Tobacco Products Act, 2003 , in crime No. 57 of 2024 on the file of the respondent, seeks bail.

2. The case of the prosecution is that the respondent police recovered 105 kgs of banned Tobacco Products from the petitioner. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and also there is no previous case pending against the petitioner. On the other side, the learned Government Advocate (Crl. side) submits that the respondent police recovered 105 kgs of banned Tobacco Products from the petitioner and he stated that there is no previous case pending against the petitioner.

4. Considering the period of incarceration undergone by the petitioner and also there is no previous case pending against the petitioner.



Hence, this Court is inclined to grant bail to the petitioner.

5. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** each with **two sureties ( one must be a blood surety)**, each for a like sum to the satisfaction of the **learned Judicial Magistrate No.5, Coimbatore**, 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 report before the respondent police on every Sunday at 10.30 a.m., for a period of four weeks and thereafter as and when required for interrogation. Further, the petitioner is directed to deposit a sum of **Rs.10,000/- (Ten Thousand Only)** to the credit of Registered Advocate Clerk Association, Coimbatore, within a period of two weeks from the date of receipt of a copy of this order.



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[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] 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]**;

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

**12.04.2024**

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**T.V.THAMILSELVI,J.**

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To

1. The **Judicial Magistrate No.5, Coimbatore.**

2. The Inspector of Police  
Variety Hall Road Police Station,  
Coimbatore District.

3. The Central Prison, Coimbatore.

4. The Public Prosecutor,  
High Court of Madras.

**Crl.O.P.No.9027 of 2024**

**12.04.2024**