



CRL OP(MD). No.12813 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.12813 of 2024

K.Karthick

... Petitioner/ Accused No.3

Vs

The Inspector of Police,
Nalattinpudur Police Station,
Thoothukudi District,
Crime No.116/2024

... Respondent/Complainant

For Petitioner : Mr.S.P.Naveenkumar, Advocate.

For Respondent : Mr.R.M.Anbunithi, Additional Public Prosecutor

PETITION FOR BAIL UNDER SEC 483 of BNSS

PRAYER :-

For Bail in Crime No.116/2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/A3, who was arrested and remanded to judicial custody on 14.07.2024 for the offences punishable under Sections 296(b), 132, 351(1) and 123 of BNS and Section 24(1) of Cigarette and other Tobacco Products Acts, 2003, in Crime No.116 of 2024 on the file of the respondent police, seeks bail.



CRL OP(MD). No.12813 of 2024

WEB COPY

2.The case of the prosecution is that the petitioner and the other accused were found in illegal possession of 13 kg of tobacco products. Hence, the case.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that petitioner is in judicial custody from 14.07.2024. Hence, he may be released on bail.

4.The learned Additional Public Prosecutor would submit that the investigation is in preliminary stage and the petitioner is having 4 previous cases. Hence, he vehemently, opposed to grant bail to the petitioner.

5.Considering the facts and circumstances of the case and also considering the period of incarceration, this Court is inclined to grant bail to the petitioner on certain conditions.

6.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing 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 Judicial Magistrate Court, Kovilpatti.

(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;



CRL OP(MD). No.12813 of 2024

WEB COPY

(ii)the petitioner shall report before the trial Court daily at 10.30 a.m for a period of three weeks and thereafter, as and when required for interrogation;

(iii)the petitioner shall not tamper with evidence or witness;

(iv)the petitioner shall not abscond during trial.

(v)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].

(vi)If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

sd/-
07/08/2024

/ TRUE COPY /

07/08/2024

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS
TO

1 THE JUDICIAL MAGISTRATE, KOVILPATTI.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
THOOTHUKUDI DISTRICT.



CRL OP(MD). No.12813 of 2024

3 THE OFFICER INCHARGE, SUB JAIL, KOVILPATTI.

WEB COPY

4 THE INSPECTOR OF POLICE, NALATTINPUDUR POLICE STATION,
THOOTHUKUDI DISTRICT.

5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.P.NAVEEN KUMAR, Advocate (SR-9606[I] dated 07/08/2024)

ORDER

IN

CRL OP(MD) No.12813 of 2024

Date :07/08/2024

RS//SAR-(07.08.2024) 4P 7C

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