



CRL OP(MD). No.19341 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/11/2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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Sundararajan

... Petitioner/ Accused No.2

Vs

The State of Tamilnadu,
Rep. by the Inspector of Police,
Puliyarai Police Station,
Tenkasi District.
Crime No. 236 of 2024.

... Respondent/Complainant

For Petitioner : M/s. Dinesh. K, Advocate

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITIONS FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime no. 236 of 2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

The petitioner/A2, who was arrested and remanded to judicial custody on 13.10.2024 for the offences under Sections 296(b), 132, 123 and 351(3) of BNS (hereinafter referred to as new penal code) and Section 24(1) of Cigarette and Other Tobacco Products Act in Crime No.236 of 2024 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that A1 and A2 have purchased huge quantities of banned tobacco products weighing nearly 42 Kgs from A5 in Bangalore. There are totally five accused persons in this case and the petitioner has been arrayed as A2.

3. Heard the learned Counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent police.

4. Taking into consideration the facts and circumstances of the case and also considering the fact that the entire banned tobacco product has been seized and the petitioner has already suffered incarceration from 13.10.2024 onwards and there are no previous antecedents against the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions.

5. Accordingly, the criminal original petition is ordered and the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.10,000/- (Rupees



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ten thousand only) with two sureties, each for a like sum to the satisfaction of the

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learned Judicial Magistrate, Shenkottai, 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 every Monday and Friday at 05.30 p.m for a period of six weeks, except on the days when the case is posted for hearing before the trial Court and thereafter, as and when required for interrogation.

[c] the petitioner shall appear before the trial Court during every hearing date without fail.

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

[e] the petitioner 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 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].



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

sd/-
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11 / 11 / 2024

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

LR

TO

1 THE JUDICIAL MAGISTRATE
SHENKOTTAI.

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

3 THE OFFICER INCHARGE
SUB JAIL, TENKASI.

4 THE INSPECTOR OF POLICE,
PULIYARAI POLICE STATION,
TENKASI DISTRICT.

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



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ORDER
IN
CRL OP(MD) No.19341 of 2024
Date :11/11/2024

PSP/ /SAR /11.11.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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