



WEB COPY



Crl.O.P.No.2577 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 12.02.2025

CORAM

**THE HON'BLE MR. JUSTICE SUNDER MOHAN**

Crl.O.P.No.2577 of 2025

Vigneshkumar

... Petitioner/A1

Vs.

The State represented by,  
The Inspector of Police,  
Cheyyar Police Station,  
Tiruvannamalai District.  
(Crime No.36 of 2025).

... Respondent

**PRAYER:** Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.36 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : Mr.C.Pushparaj

For Respondent : Mr.Leonard Arul Joseph Selvam  
Government Advocate (Crl.Side)

### **ORDER**

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 23.01.2025, seeking bail in Crime No.36 of 2025 registered for the offence under Sections 275, 123, 62 of BNS



Crl.O.P.No.2577 of 2025

2023 r/w Section 24(1), 6(b) of COTPA Act.

2. The case of the prosecution is that the petitioner was found in possession of tobacco products worth about Rs.16,760/-

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He also submitted that the petitioner is in custody from 23.01.2025 and he is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and on instructions submitted that there are 17 previous cases against the petitioner, out of which, 15 were disposed of and the petitioner is on bail in other cases.

5. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.



WEB COPY



CrI.O.P.No.2577 of 2025



Crl.O.P.No.2577 of 2025

WEB COPY

6. Considering the period of incarceration, the fact that the petitioner is on bail in other previous cases; and that since, his further custody is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the learned **Judicial Magistrate, Cheyyar, Tiruvannamalai District** 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, everyday at 10.30 a.m., until further orders;**

[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



Crl.O.P.No.2577 of 2025

WEB COPY

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 absconds, a fresh FIR can be registered under Section 269 B.N.S.

**12.02.2025**

*ars*

To

1. The Judicial Magistrate, Cheyyar,  
Tiruvannamalai.
2. The Inspector of Police,  
Cheyyar Taluk Police Station,  
Tiruvannamalai District.
3. The Superintendent,  
Central Prison, Vellore.
4. The Public Prosecutor,  
High Court of Madras.



WEB COPY



Crl.O.P.No.2577 of 2025

**SUNDER MOHAN., J.**

*ars*

**Crl.O.P.No.2577 of 2025**

**12.02.2025**