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CRL O.P. No.3690 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 13.02.2025

CORAM:

THE HONOURABLE MR. JUSTICE SUNDER MOHAN

CRL O.P. No.3690 of 2025

Lakshmi Devi

... Petitioner / Accused

Versus

The State Rep. by
The Station House Officer
Ulundurpet Police Station,
Kallakurichi District.
(Crime No.87 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of
B.N.S.S., praying to enlarge the petitioner on bail in Crime No.87 of
2025 on the file of the Respondent police

For Petitioner : Mr. Krishnasamy Chinnasamy

For Respondent : Mr. A.Gopinath,
Government Advocate (Crl. Side).



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ORDER

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This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 01.02.2025, seeking bail in Crime No.87 of 2025 registered for the offence under Sections 123 of BNS r/w. Section 24(1) of the Cigarettes and Other Tobacco Products Act, 2003.

2. The case of the prosecution is that the petitioner was found to be in illegal possession of 290 kgs of prohibited tobacco products. Hence the case.

3. Learned counsel appearing for the petitioner submitted that petitioner is in custody from 01.02.2025 and since the contraband has been seized, the petitioner may be released on bail.

4. Learned Government Advocate (Crl.Side) reiterated the case of the prosecution and submitted that the contraband worth about Rs.1,20,000/- has been seized and further submitted that the petitioner



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has no previous case.

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

6. Considering, the period of incarceration; and that since 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 No.I, Ulundurpet.

[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



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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 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.

13.02.2025

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To

1.The Public Prosecutor,
High Court of Madras,
Chennai.

2.The Station House Officer
Ulundurpet Police Station,
Kallakurichi District.

3.The Judicial Magistrate No.I,
Ulundurpet

4.The Superintendent
Women Sub Jail, Cuddalore District.



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SUNDER MOHAN. J,

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