



Crl.O.P.No.4730 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.02.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.4730 of 2025

Abrar Ahamed S/o. Safibulla

... Petitioner/Accused

Vs.

The State represented by-

The Inspector of Police,
Taluk Police Station,
Tiruvallur District.
(Cr. No.47 of 2025).

... Respondent

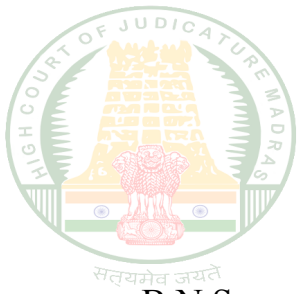
PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Cr. No.47 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : Mr. E. Krishnaperumal

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 05.02.2025, seeking bail in Cr. No.47 of 2025 registered for the offences under Sections 274, 275 and 123 of



Crl.O.P.No.4730 of 2025

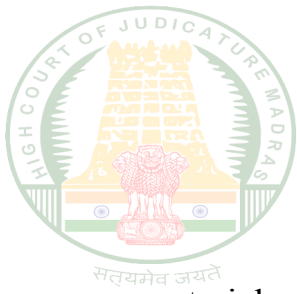
B.N.S. read with Sections 6(b), 24(1) of Cigarette and Other Tobacco Products Act, 2003 and Section 77 of the Juvenile Justice (Care and Protection of Childrent) Act, 2015.

2. The case of the prosecution is that the petitioner along with other accused was found to be in possession of 790 kgs prohibited Tobacco products, worth about Rs.5,73,200. Hence the case.

3. Learned counsel appearing for the petitioner submitted that petitioner is in custody from 05.02.2025; that one previous case has been pending against him, in which he was granted bail and since the contraband has been seized, in any case, further custody of the petitioner is not required and therefore, the petitioner may be released on bail.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and confirmed the fact that the petitioner was granted bail in a previous case and contraband was seized.

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



CrI.O.P.No.4730 of 2025

materials available on record.

6. Considering the nature of allegations, period of incarceration, contraband has been recovered, the petitioner is on bail in previous case and 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-I, Tiruvallur.**

[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



CrI.O.P.No.4730 of 2025

WEB COPY

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.

21.02.2025

mjs

To

1. The Judicial Magistrate-I,
Tiruvallur.
2. The Inspector of Police,
Taluk Police Station,
Tiruvallur District.
3. The Superintendent of Police,
Central Prison-II, Puzhal, Chennai.
4. The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.4730 of 2025

SUNDER MOHAN., J.

mjs

Crl.O.P.No.4730 of 2025

21.02.2025