



Crl. O.P. No.6099 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.6099 of 2025

Praveen Parmar S/o. Suresh Parmar

... Petitioner/A1

Vs.

The State represented by-

The Inspector of Police,
Omalur Police Station,
Salem.

(Crime No.85 of 2025).

... Respondent

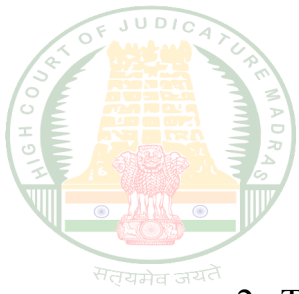
PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail, in connection with the Crime No.85 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : Mr.B. Abdul Samath

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 14.02.2025, seeking bail in Crime No.85 of 2025 registered for the offence under Sections 7, 20(1) of Cigarette and other Tobacco Products Act, 2003 read with Sections 275, 123 and 62 of B.N.S.



Crl. O.P. No.6099 of 2025

WEB COPY

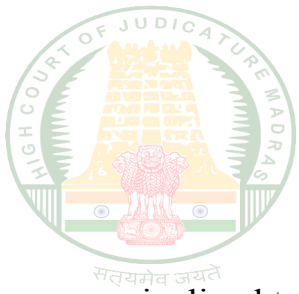
2. The case of the prosecution is that the petitioner was found to be in illegal possession of 53 bags of banned tobacco products in a Car bearing Registration No.TN11-AL-1927. Hence the case.

3. Learned counsel appearing for the petitioner submitted that petitioner is in custody from 14.02.2025; that no previous case is pending against him and since the contraband has been seized, the petitioner may be released on bail.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, submitted that the petitioner, who is A1, has no previous case.

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.

6. Considering the nature of allegations, period of incarceration, contraband has been seized, no previous case is pending against the petitioner and since further custody is not required for the purpose of investigation, this Court is



Crl. O.P. No.6099 of 2025

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, Omalur, Salem District.**

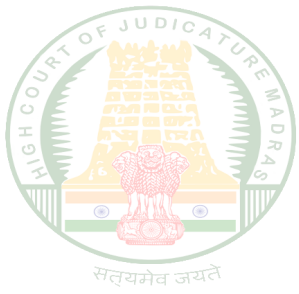
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[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 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***



Crl. O.P. No.6099 of 2025

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[(2005)AIR SCW 5560];

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.

05.03.2025

mjs

To

1. The Judicial Magistrate,
Omalur, Salem District.
2. The Inspector of Police,
Omalur Police Station,
Salem.
3. The Superintendent of Police,
Central Prison, Salem.
4. The Public Prosecutor,
High Court of Madras.



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Crl. O.P. No.6099 of 2025

SUNDER MOHAN., J.

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Crl.O.P.No.6099 of 2025

05.03.2025