



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.04.2025

WEB COPY

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.O.P.No.10756 of 2025

Manoj

...Petitioner/Accused 1

Vs.

The State rep by
The Inspector of Police,
Peelamedu Police Station,
Coimbatore.
(Crime No.224 of 2025)

...Respondent/Complainant

PRAYER: This criminal original petition has been filed under Section 483 of BNSS to enlarge the petitioner on bail pending investigation in Crime No.224 of 2025 on the file of the Inspector of Police, Peelamedu Police Station, Coimbatore.

For Petitioner : M/s.P.Thinesh
G.D.Pon Prabhakaran
T.Babitha
N.Suresh Babu

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



ORDER

WEB COPY

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 17.03.2025, seeking bail in Crime No.224 of 2025 registered for the offenses under Sections 6 r/w 24(1) of COTPA Act and Section 77 of the Juvenile Justice (Care and Protection of Children) Act, 2015.

2. It is the case of the prosecution that the petitioner/A1 was found in illegal possession of 6 kgs and 215 grams of banned tobacco products for selling to the school children. Hence, the case.

3.The learned counsel for the petitioner/A1 would submit that the petitioner is innocent; that the petitioner has not committed any offences as alleged by the prosecution; that the contraband has been seized; and that the petitioner is in custody from 17.03.2025 and hence, further custody of the petitioner is not required.

4. Per contra, the learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that the contraband has been seized and



that two previous cases are pending against the petitioner and he is on bail in those cases.

WEB COPY

5. Heard the learned counsel on either side and perused the materials on record.

6. Considering the nature of the allegations, period of incarceration, the fact that the contraband has been seized, the petitioner is on bail in the previous cases and since further custody of the petitioner 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 **Judicial Magistrate No.2, Coimbatore**, 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;

WEB COPY

[c] the petitioner shall not abscond either during investigation or trial;

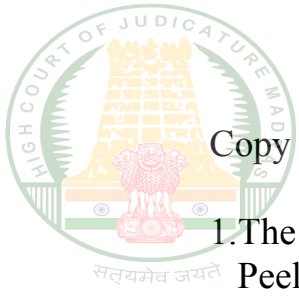
[d] the petitioner shall not tamper with evidence or witness either
during investigation or trial;

[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.

09.04.2025

dk



Copy to:

1.The Inspector of Police,
Peelamedu Police Station,
Coimbatore.

2.The Judicial Magistrate No.2, Coimbatore.

3.The Superintendent of Prison,
Central Prison, Coimbatore.

4.The Public Prosecutor,
High Court, Madras.



WEB COPY

Crl.O.P.No.10756 of 2



SUNDER MOHAN, J.

dk

Crl.O.P.No.10756 of 2025

09.04.2025