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Crl.OP.No.12037 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.OP.No.12037 of 2025

Dineshkumar ... Petitioner(s) /Accused

Vs.

State of Tamilnadu,
Rep. by Inspector of Police,
Sulur Police Station,
Coimbatore District.
Crime No.297 of 2025

... Respondent(s)/ Complainant

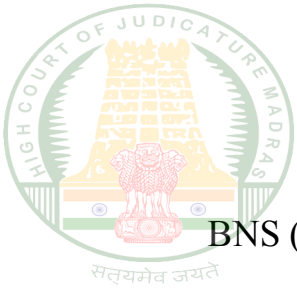
Prayer: Criminal Original Petition filed under Section 483 of BNSS 2023, to enlarge the petitioner on bail pending investigation in Crime No.297 of 2025, on the file of the respondent police.

For petitioner(s) : Mr.C.S.Saravanan

For Respondent(s) : 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 27.03.2025, seeking bail in Crime No.297 of 2025 registered for the offences under Section 123 of



Crl.OP.No.12037 of 2025

BNS (328 of IPC) r/w Section 24(1) of COTPA Act.

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2. The case of the prosecution is that, the petitioner was found to be in illegal possession of 22.5 Kgs of banned tobacco products.

3. Learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case and prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated the prosecution case and on instructions submitted that the petitioner has no bad antecedents.

5. Considering the nature of allegations; the fact that the petitioner has no bad antecedents; and since further custody of the petitioner is not required, this court is inclined to grant bail to the petitioner with certain conditions.



6. 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 Court, Sulur**, 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



WEB COPY



CrI.OP.No.12037 of 2025

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.

22.04.2025

Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No
Internet: Yes/No
skr



Crl.OP.No.12037 of 2025

WEB COPY

- To
1. Inspector of Police,
Sulur Police Station,
Coimbatore District.
 2. The Public Prosecutor,
Madras High Court,
Chennai.
 3. learned Judicial Magistrate Court, Sulur
 4. The Superintendent of Prison,
Central Prison, Coimbatore.



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Crl.OP.No.12037 of 2025

SUNDER MOHAN, J.

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Crl.OP.No.12037 of 2025



WEB COPY



Crl.OP.No.12037 of 2025

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