



Crl.O.P.No.20566 of 2025

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M.NIRMAL KUMAR,J.

This matter is listed today before this Court under the caption
“for Being Mentioned”.

2. It is seen that in the order dated 04.08.2025, **the deposit amount rupees word** has been wrongly mentioned as “**Rs.50,000/-(Rupees Twenty Five Thousand Only)**” instead of “**Rs.50,000/- (Rupees Fifty Thousand Only)**”.

3. The Registry is directed to carryout the necessary amendment and issue a fresh order copy.

06.08.2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 04.08.2025

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.20566 of 2025

B.Azarudeen

.. Petitioner

Vs.

The State, rep. By its
Inspector of Police,
S-8, Adambakkam Police Station,
Chennai – 600 088.
Crime No.383 of 2025.

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, to enlarge the petitioner on bail in Crime No.383
of 2025 on the file of the respondent police.

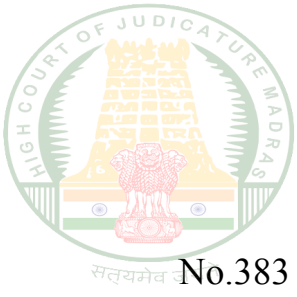
For Petitioner : Mr.M.Ravikumar

For Respondent : Mr.R.Vinothraja
Government Advocate (Criminal

Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 04.07.2025, for the offence punishable under Section 24(1) of Cigarette
and Other Tobacco Products Act, 2003 r/w Section 123 of BNS in Crime



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No.383 of 2025, registered on the file of the respondent, seeks bail.

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2. The case of the prosecution is that the petitioner was found in possession of 94 kgs of banned tobacco products. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that the petitioner is ready to abide by any stringent condition that may be imposed by this Court. Hence, he opposed for grant of bail to the petitioner.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and opposed for the grant of bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case, nature of allegations, submissions made by the learned counsels on either side and taking note of the period of incarceration undergone by the petitioner, this



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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.10,000/- (Rupees Ten Thousand only)** with **two sureties** each for a like sum to the satisfaction of the **learned Judicial Magistrate No.II, Alandur**, and on further conditions that:

[a] The petitioner shall deposit a sum of **Rs.50,000/- (Rupees Twenty Five Thousand only)** (Non refundable) to the credit of "The Tamil Nadu Advocate's Clerk's Association, Account Number : 484026006, IFSC Code : IDIB000M157, Indian Bank, Madras High Court Branch", and shall produce the proof of payment before the learned Magistrate concerned at the time of executing the sureties;

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[c] the petitioner shall report before the respondent Police everyday at 10.30 a.m. for a period of two weeks, and thereafter, as and when required for further interrogation;

[d] the petitioner shall not abscond either during investigation or trial and he shall make himself available for



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interrogation by a Police Officer as and when required;

[e] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

[f] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[g] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];

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

04.08.2025

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Note:

1. Registry is directed to forthwith upload this order

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in the Official Website of this Court.

2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The Judicial Magistrate No.II, Alandur.
2. Inspector of Police,
S-8, Adambakkam Police Station,
Chennai – 600 088.
3. Central Jail, Puzhal, Chennai – 600066.
4. The Public Prosecutor, High Court, Madras.



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