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CrI.O.P.No.23892 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 29.08.2025

CORAM

THE HON'BLE MR JUSTICE N.SATHISH KUMAR

CrI.O.P.No.23892 of 2025

Immanuvel

... Petitioner

Vs.

The State represented by its
The Station House Officer,
Mandharakuppam Police Station,
Cuddalore District.

(Cr.No.138 of 2025)

... Respondent

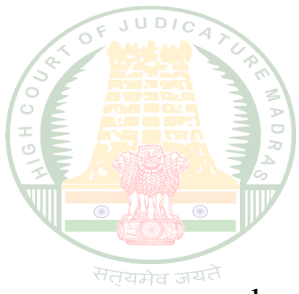
PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/accused - 4 on bail in
Crime No.138 of 2025 pending investigation before the respondent Police.

For Petitioner : Mr.S.Ramesh

For Respondent : Mr.L.Baskaran
Government Advocate (Criminal Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
14.08.2025, for the alleged offence under Section 286, 123, 336 (2), 336 (3), 340
(2) of the BNS, 2023 and Sections 24 (1) and 6 (b) of the Cigarettes and other
Tobacco Products Act, 2003 in Crime No.138 of 2025 registered on the file of the



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respondent, seeks bail.

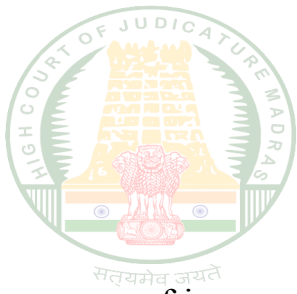
2.The case of the prosecution is that, the petitioner along with other accused was found in illegal possession of 136 kg of banned tobacco products. Hence, the case.

3.The learned counsel for the petitioner submits that the petitioner is an innocent person and has been falsely implicated in this case. He further submits that the petitioner is in judicial custody from 14.08.2025 and hence, further custody of the petitioner is not required. Hence, prays for grant of bail to the petitioner.

4.The 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 the learned counsels on either side and perused the records.

6.Considering the facts and circumstances of the case, and the period



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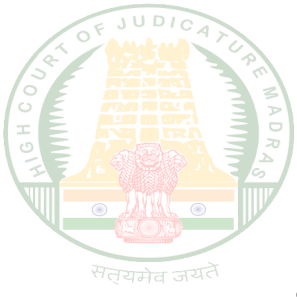
of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the **learned District Cum Judicial Magistrate, Neyveli**, and on further conditions that :

[a] 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;

[b] the petitioner shall report before the respondent Police daily at 10.30 a.m. until further orders;

[c] 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**



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SCC 283];

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

29.08.2025

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Note :

1. Registry is directed to forthwith upload this order 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.



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To

- 1.The District Cum Judicial Magistrate, Neyveli.
- 2.The Station House Officer,
Mandharakuppam Police Station,
Cuddalore District.
3. The Superintendent,
Central Prison, Coimbatore.
4. The Public Prosecutor,
High Court of Madras.



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N.SENTHIL KUMAR, J.

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