



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-11-2025

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP NO.32690 of 2025

1. Ganpat Ram
2.Chana Ram

Petitioners

Vs

The State Represented by
The Sub Inspector of Police,
Katpadi Police Station,
Vellore District.
Crime No.400 of 2025.

Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.400 of 2025 on the file of the respondent police.

For Petitioners: Mr.S.Thirugnanam

For Respondent: Mr.A.Gopinath
Government Advocate (Crl.side)

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ORDER

The petitioners, who were arrested and remanded to judicial custody on 14.10.2025 for the alleged offence punishable under Section 123 of BNS, 2023 read with Sections 7(5) and 20(2) of the Cigarettes and Other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act, 2003 (COTPA), in Crime No.400 of 2025, seeks bail.

2. The allegation against these petitioners is that, these petitioners are ranked as A1 and A2, who were joined hands with other four accused involving transportation of banned tobacco products of 334 kgs from Karnataka to Tamil Nadu and they were intercepted and the police have seized the property. Hence this case.

3. Earlier, this Court dismissed the bail petition in CrI.OP.No.30631 of 2025 dated 10.11.2025, on the ground that the co-accused is still absconding, huge quantity and investigation pending.

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their executing a separate bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with two sureties, for a like sum to the satisfaction of the *learned Judicial Magistrate, Katpadi, Vellore District*, 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 petitioners shall report before the respondent police daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation.

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

[d] the petitioners shall not tamper with the



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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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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.

28.11.2025

drl



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.

To

1. The Judicial Magistrate,
Katpadi, Vellore District.
2. The Sub Inspector of Police,
Katpadi Police Station,
Vellore District.
3. The Superintendent,
Central Prison, Vellore.
4. The Public Prosecutor,



High Court, Madras.

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K.RAJASEKAR, J.,

drl

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