



CRL OP(MD). No.9503 of 2025

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 17/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.9503 of 2025

Sudha,
W/o.Lalithkumar

... Petitioner/ A4

Vs

The State of Tamil Nadu,
Rep. by the Inspector of Police,
Kumbakonam East Police Station,
Thanjavur District.
(Crime No.432 of 2024)

... Respondent/ Complainant

For Petitioner : Mr.S.Punniyamoorthy,
Advocate

For Respondent : Mr.S.Prakash,
Government Advocate
(Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS



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PRAYER :-

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For Anticipatory Bail in Crime No.432 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A4, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 275 and 123 of BNS, 2023 r/w. Section 24(1) of Cigarette and Other Tobacco Products Act in Crime No.432 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and the other accused were found in illegal possession of 110 Kg of banned tobacco products. Hence, the present case.

3. The learned counsel for the petitioner submitted that this is the third anticipatory bail application filed before this Court. The petitioner is in no way connected with the alleged occurrence as stated by the prosecution and has been falsely implicated in this case. Hence, he prays for anticipatory bail for the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the



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petitioner has been arrayed as A4 in this case, and the petitioner is the wife of the 1st accused. There are no previous cases against the petitioner. He further submitted that A1 to A3 were arrested and subsequently released on bail, and that the entire properties have been recovered. However, he opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, and taking note of the fact that there are no previous cases against the petitioner, and that the co-accused have been arrested and released on bail, and that the entire properties have been recovered, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of her arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.I, Kumbakonam on condition that the petitioner shall execute 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Judicial Magistrate No.I, Kumbakonam



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and on further conditions that:

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(a) the petitioner and 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;

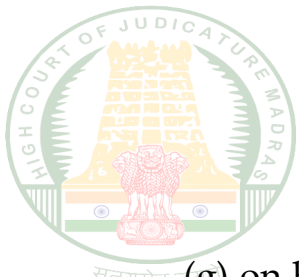
(b) the petitioner shall deposit a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) to the credit of the Mediation and Conciliation Centre, Madurai Bench of Madras High Court, Madurai, as Non-refundable deposit and on such deposit being made, the learned Judicial Magistrate No.I, Kumbakonam shall accept the sureties furnished by the petitioner;

(c) the petitioner shall furnish her residential address and mobile number to the learned Judicial Magistrate No.I, Kumbakonam. In the event of any change in her residential address, the petitioner shall report the same to the learned Judicial Magistrate No.I, Kumbakonam;

(d) the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

(e) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(f) the petitioner shall not abscond either during investigation or trial;



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(g) 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 herself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;

(h) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
17/06/2025

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/07/2025
Sub-Assistant Registrar (CS-I/II/III/IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MKN



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TO मेव जयते

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1.THE JUDICIAL MAGISTRATE NO.I,
KUMBAKONAM.

2.THE CHIEF JUDICIAL MAGISTRATE
THANJAVUR DISTRICT AT KUMBAKONAM.

3.THE INSPECTOR OF POLICE,
KUMBAKONAM EAST POLICE STATION,
THANJAVUR DISTRICT.

4.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

COPY TO
THE CHIEF CO ORDINATOR
MEDIATION AND CONCILIATION CENTRE,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.(SOFT COPY)

ORDER
IN

CRL OP(MD) No.9503 of 2025

Date :17/06/2025

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Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023