



CRL OP(MD). No.10613 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
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(Criminal Jurisdiction)

Date : 25/06/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

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1. Rameshkumar

2. Saravanakumar @ Saravanan

... Petitioners/ A1 and A3

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Vallam Police Station,
Thanjavur District.
(Crime No.99 of 2025)

... Respondent/ Complainant

For Petitioners : Mr.R.J.Karthick

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.99 of 2025 on the file of the Respondent Police.



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ORDER: The Court made the following order :-

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The petitioners/ A1 and A3, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 123 of BNS r/w 24(1) COTPA Act and Section 77 of Juvenile Justice Act, in Crime No.99 of 2025 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that, upon receiving secret information, on 06.03.2025, at about 17:00 hours, the respondent-police were conducting a search in a vacant land outside Vijay Foot wears near Vallam Bus Stand. During the search, they found that the petitioners along with other accused persons, were illegally in possession of banned tobacco products, namely, Hans (20.0 g) - 93 packets, Cool Lip (12.6 g) - 14 packets, Vimal (2.5 g) - 90 packets, and Zarda (0.35 g) - 90 packets and the same was seized by the respondent police. Hence, the complaint.

3. The learned counsel appearing for the petitioners submitted that the petitioners are innocent persons and they are no way connected with the alleged occurrence as stated by the prosecution. He further submitted that co-accused/A2 had already been arrested and thereafter, released on bail by this Court in Crl.O.P. (MD).No.5875 of 2025 He further submitted that there is no previous case pending against the petitioners. Hence, he seek anticipatory bail.



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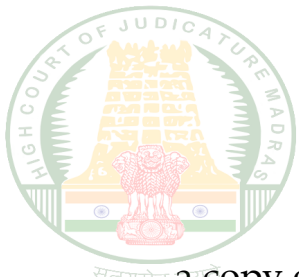
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4. The learned Government Advocate (Crl. side) submitted that there is no previous case pending against the petitioners and the investigation is almost completed. Hence, he opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case and the nature of the offence, and considering the fact that the entire property has been recovered and there is no previous case pending against the petitioners, this Court is inclined to grant anticipatory bail to the petitioners, with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the Judicial Magistrate Court No.II, Thanjavur, on condition that the petitioners shall execute a separate 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 the police officer who intends to arrest or to the satisfaction of the Judicial Magistrate Court No.II, Thanjavur, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

- (a) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain



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a copy of their Aadhar card or Bank pass Book to ensure their identity;

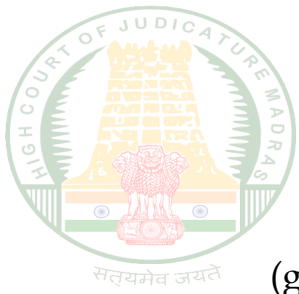
(b) each of the petitioner shall deposit a sum of Rs.2,000/- (Rupees Two Thousand only) before the District Siddha Medical Officer, CCRI, Periyakulam in State Bank of India, Periyakulam Branch bearing Account No.10767823177, IFSC No.SBIN000898, MICR Code No.625002601 as Non-refundable deposit and on such deposit being made, the Judicial Magistrate Court No.II, Thanjavur, shall accept the sureties furnished by the petitioners;

(c) the petitioner shall furnish their residential address and mobile number to the Judicial Magistrate Court No.II, Thanjavur. In the event of any change in their residential address, the petitioner shall report the same to the Judicial Magistrate Court No.II, Thanjavur;

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

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

(f) the petitioners 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 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] and;

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

sd/-
25/06/2025

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

MSRM

TO

1. THE JUDICIAL MAGISTRATE COURT NO.II, THANJAVUR.

5/6



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2. THE CHIEF JUDICIAL MAGISTRATE
THANJAVUR DISTRICT AT KUMBAKONAM

3. THE DISTRICT SIDDHA MEDICAL OFFICER,
CCRI, PERIYAKULAM.

4. THE INSPECTOR OF POLICE,
VALLAM POLICE STATION,
THANJAVUR DISTRICT.

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

+1 CC to M/s.R.J.KARTHICK, Advocate (SR-6873[I] dated 27/06/2025)

ORDER
IN

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Date :25/06/2025

PR/08.07 .2025 6P/7C

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