



CRL OP(MD).No.11337 of 2025

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

Date : 09/07/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.11337 of 2025

Daisan (M/29/2025)  
S/o.Sahayaraj

...Petitioner/ Accused No.6

Vs

State of Tamil Nadu  
Rep by The Inspector of Police,  
Koodankulam Police Station,  
Tirunelveli District.  
(Crime No.248 of 2025)

... Respondent/Complainant

For Petitioner : Mr.C.Venkatesh  
Advocate.

For Respondent : Mr.B.Thanga Aravindh  
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.248 of 2025 on the file of the Respondent Police.

ORDER : This Court made the following order :-

The petitioner / Accused No.6, who was arrested and remanded to judicial custody on 21.06.2025 for the offences punishable under Sections 123 of BNS & Section 24(1) of Cigarette and other Tobacco Products Act 2003, in Crime No.248 of



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2025 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that on 28.04.2025, the petitioner along with other accused persons have illegally transported 2400 kgs of tobacco leaves with an intend to smuggle the same to Srilanka. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He would further submit that co-accused had already been granted bail by this Court in Crl.OP.(MD)NO.8813 of 2025 dated 21.05.2025 and A9 and A10 have already been granted anticipatory bail by this Court in Crl,OP.(MD).No.10166 of 2025 dated 18.06.2025. He would further submit that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court. He further submits that the petitioner undertakes to deposit amount that may be imposed by this Court. He would further submit that the petitioner is in custody from 21.06.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that the property has been recovered and there are 24 previous case pending against the petitioner. He would further submit that the investigation is almost completed. However, he objected to grant bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also



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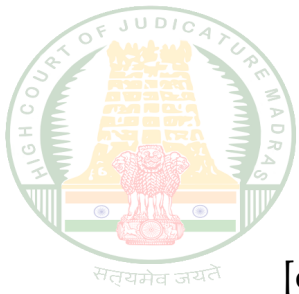
taking note of the fact that the property has been recovered and the investigation has been almost completed and the previous cases are not in similar nature and also considering the period of incarceration suffered by the petitioner, this court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing 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 Judicial Magistrate, Radhapuram, 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 petitioner shall deposit a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) to the credit of Environmental Committee operated by Registrar (Judicial) Account No.7633863037, MICR Code: 625019020, CIF No.30602376727, IFSC Code IDIBH040, High Court Branch, Madurai, without prejudice to his right and contentions before the trial Court as Non-refundable deposit and on such deposit being made, the Judicial Magistrate, Radhapuram, shall accept the sureties furnished by the petitioner;

[c] The petitioner shall furnish his residential address and mobile number to the Judicial Magistrate, Radhapuram. If the petitioner changes his residential address, he shall report the same to the Judicial Magistrate, Radhapuram;



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[d] the petitioner shall appear and sign before the respondent police daily at 10.30 a.m. and 05.30 p.m., until further orders.

[e] the petitioner shall not abscond either during investigation or trial.

[f] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[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 himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

[h] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

sd/-  
09/07/2025

/ TRUE COPY /

09/07/2025  
Sub-Assistant Registrar ( )  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

msrm  
TO

1 THE JUDICIAL MAGISTRATE, RADHAPURAM.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE SUPERINTENDENT, CENTRAL PRISON, PALAYAMKOTTAI,



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TIRUNELVELI DISTRICT.

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4 THE INSPECTOR OF POLICE, KOODANKULAM, KOODANKULAM POLICE STATION, TIRUNELVELI DISTRICT.

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

copy to

1 THE REGISTRAR (JUDICIAL),  
ENVIRONMENTAL COMMITTEE, MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

2 THE SECTION OFFICER, ACCOUNTS SECTION,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI.

ORDER  
IN

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Date :09/07/2025

NBF/09.07.2025 5P/8C

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