

CRL OP(MD).No.12075 of 2025

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

Date : 17/07/2025

PRESENT

The HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD).No.12075 of 2025

S.Sathiskumar

..Petitioner/ Accused No.2

Vs

State of Tamil Nadu
Rep by The Inspector of Police,
Kabisthalam Police Station,
Thanjavur District.
(Crime No.217 of 2025)

.. Respondent/Complainant

For Petitioner : Mr.S.Gurumoorthy
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.217 of 2025 on the file of the Respondent Police.

ORDER : This Court made the following order :-

The petitioner / Accused No.2, who was arrested and remanded to judicial custody on 04.07.2025 for the offences punishable under Sections 281, 275, 123 of BNS, r/w Section 5, 7(1), 24(1) of Cigarette and other Tobacco Products Act 2003, in



CRL OP(MD).No.12075 of 2025

Crime No.217 of 2025 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that on 03.07.2025, the petitioner along with A1 had illegally transported 105 kgs of Hans, 36.400 kgs of Vimal Pakku & 7 kgs of Vimal V-1 Jaritha, totally weighing 148.400 kgs worth about of Rs.1,48,400/- 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 there is no previous case pending against the petitioner. 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 04.07.2025. Hence, he seeks bail.

4. The learned Government Advocate (Criminal Side) would submit that the property has been recovered and there is no previous case pending against the petitioner. He would further submit that the investigation is almost completed.



CRL OP(MD).No.12075 of 2025

However, he objected to grant bail to the petitioner.

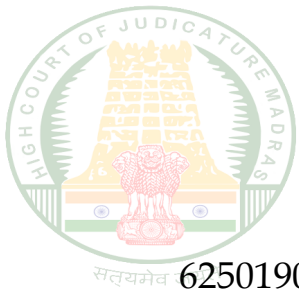
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5. Taking into consideration of the facts and circumstances of the case and also taking note of the fact that the property has been recovered and the investigation has been almost completed and there is no previous case pending against the petitioner 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 learned Judicial Magistrate, Papanasam, 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.20,000/- (Rupees Twenty Thousand only)*** to the credit of Environmental Committee operated by Registrar (Judicial) Account No.7633863037, MICR Code:



CRL OP(MD).No.12075 of 2025

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 learned Judicial Magistrate, Papanasam, shall accept the sureties furnished by the petitioner;

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

[d] the petitioner shall appear and sign before the respondent police daily at 10.30 a.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



CRL OP(MD).No.12075 of 2025

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/-
17/07/2025

/ TRUE COPY /

17/07/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

MSRM

TO

1 THE LEARNED JUDICIAL MAGISTRATE,
PAPANASAM.THANJAVUR.

2 THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR DISTRICT.

3 THE OFFICER INCHARGE,
SUB JAIL,
PAPPANASAM.

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



CRL OP(MD).No.12075 of 2025

5 THE INSPECTOR OF POLICE,
KABISTHALAM POLICE STATION,
THANJAVUR DISTRICT.

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

ORDER
IN
CRL OP(MD) No.12075 of 2025
Date :17/07/2025

NM/17.07.2025/ 6P/7C

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