



CRL OP(MD). No.21641 of 2025

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

Date : 27/11/2025

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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M.Balasubramani ..Petitioner/Sole Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Thideer Nagar Police Station,
Madurai District.

Cr.No.251/2025). ... Respondent/Complainant

For Petitioner : S.Manikandan

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- C-32 B. For Bail in Crime No.251/2025 on
the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to
judicial custody on 14.11.2025 for the offences
punishable under Sections 6(a), 6(b), 24(1) of COTPA
Act, 2003 and Section 77 of JJ Act, in Crime No.251
of 2025 on the file of the respondent police, seeks
bail.



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2. The case of the prosecution is that the petitioner was found illegal possession of 318 packets of Ganesh 701 tobacco, 265 packets of Vimal Pan Masala, 200 packets of VI tobacco. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 14.11.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner has three previous cases. However, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and inspite of the petitioner has three previous cases, and the seized contraband is not commercial quantity and considering



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the nature of offence, 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 a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate No.V, Madurai, and on further conditions that :-

[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 Aadhaar card or bank pass book to ensure their identity;

[b] **the petitioner shall report before the learned Judicial Magistrate No.V, Madurai, daily at 10.30 a.m., until further orders;**



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[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[d] the petitioner shall not abscond 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner is 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 BNS.

27.11.2025

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TO

1. The Judicial Magistrate No.V, Madurai.
- 2.The Superintendent,Central Prison, Madurai.
3. The Inspector of Police,
Thideer Nagar Police Station, Madurai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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