



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-06-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 16145 of 2026

Rajaprakash

..Petitioner

Vs

The State Rep. by,
Sub-Inspector of Police,
Saibaba Colony Police Station,
Coimbatore City.
Crime No.304 of 2026

..Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.304 of 2026 pending investigation on the file of the respondent.

For Petitioner:

Mr.Sathiyaraj E.

For Respondent:

Mr.S.Yogaraja Sekar

Counsel for Government of Tamilnadu
(Criminal Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
12.06.2026 for the alleged offences under Sections 123 of the Bharatiya Nyaya
Sanhita, 2023 and Section 24(1) of the Cigarettes and Other Tobacco Products
(Prohibition of Advertisement) Act, in Crime No.304 of 2026 on the file of the
respondent police, seeks bail.



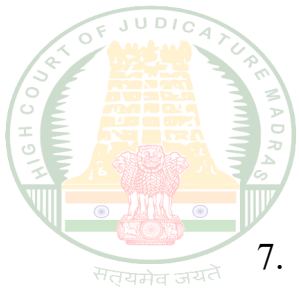
2. The case of the prosecution is that during vehicle check, the respondent police intercepted the petitioner and recovered banned tobacco products weighing about 5.275 kilograms from the vehicle driven by him. Hence, the case was registered.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and has been falsely implicated. It is further submitted that he is ready to abide by any conditions imposed by this Court and has no criminal antecedents. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and would submit that the petitioner has no previous case. However, he opposed to grant bail to the petitioner.

5. I have given anxious consideration to the submissions made by the learned counsel on either side.

6. From the submission of the learned counsel on either side, this Court is of the view that considering the long incarceration of the petitioner since 12.06.2026 and the fact that there are no previous cases against him, this Court is inclined to enlarge the petitioner on bail, subject to certain conditions.



7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (Rupees Twenty-Five Thousand only), with two sureties for a like sum each to the satisfaction of the learned **Judicial Magistrate - VII, Coimbatore**, and subject to the following conditions:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent police daily at 10.30 a.m. for a period of two weeks and thereafter as and when required for interrogation;

[c] the petitioner shall not abscond either during investigation or trial;

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

[e] on breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions had been imposed and the petitioner released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]***;



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[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

25-06-2026

NSL

Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The learned Judicial Magistrate VII, Coimbatore.
2. Central Prison, Coimbatore.
3. The Sub-Inspector of Police, Saibaba Colony Police Station, Coimbatore City.
4. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

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