



WEB COPY

Crl.O.P.No.16054 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.06.2026

CORAM

THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.16054 of 2026

Pandisudalai

... Petitioner

Vs.

The State Rep. By
The Inspector of Police,
North Police Station,
Tiruppur.
(Crime No.508 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita, 2023, to direct to release the petitioner on anticipatory bail in the event of his arrest by the respondent Police in Crime No.508 of 2026 on the file of the Inspector of Police, North Police Station, Tiruppur.

For Petitioners : Mr.P.Thinesh

For Respondent : Mrs.R.S.Indira
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offences under Sections 123 of BNS and Section 22(a) of Cigarette and other Tobacco Products Act, 2003 in Crime No.508 of 2026, on the file of the respondent police seeks



anticipatory bail.

Crl.O.P.No.16054 of 2026



WEB COPY

2. The case of the prosecution is that the co-accused was arrested and remanded to judicial custody on 02.06.2026 for the illegal possession of 31 kilograms of banned tobacco products. Subsequently, based on the confession statement of the said co-accused, the petitioner was arrayed as an accused in the present case. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the defacto complainant and he has been falsely implicated in this case. He further submitted that he is ready to abide by any conditions that may be imposed by this Court and ready to co-operate with the investigation. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and vehemently opposed to grant anticipatory bail to the petitioner.

5. I have given my anxious consideration to either side submissions.



6. From the submissions made by the learned counsel appearing on either side and the materials available on record, it is seen that the petitioner has been implicated in the present case solely on the basis of the confession statement of the co-accused. Though the learned Government Advocate (Crl. Side) opposed the petition by contending that the case relates to the possession of 31 kilograms of banned tobacco products, he fairly submitted that the petitioner has no previous criminal antecedents. In such circumstances, this Court is of the considered view that the custodial interrogation of the petitioner is not required. Hence, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate No.II, Tiruppur** on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only), with two sureties each**, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order



WEB COPY

Crl.O.P.No.16054 c



shall stand automatically cancelled;

(b) 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 identify proofs to ensure their identity;

(c) The petitioner shall report before the respondent Police daily at 10.30 a.m., for a period of 30 days and thereafter as and when required for interrogation;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]***;

(e) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

25.06.2026

kv

To

1.The Judicial Magistrate No.II, Tiruppur.

2.The Inspector of Police,
North Police Station,
Tiruppur.

3.The Public Prosecutor, High Court of Madras.

4/5



WEB COPY

Crl.O.P.No.16054 of 2026



C.KUMARAPPAN.J.

kv

Crl.O.P.No.16054 of 2026

25.06.2026