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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED:18-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL.O.P.No.33591 of 2026

Deenu Gowda,
S/o.TammammaGowda,
Yarahalli, Yelliyur, Krishnarajpet Taluk,
Mandya District,
Karnataka-571 402. ...Petitioner/Accused

Vs

The State Represented by,
The Inspector of Police,
Anupparpalayam Police Station,
Tiruppur City. ...Respondent/Complainant
(Crime No.472 of 2026)

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with the Crime No.472 of 2026 on the file of the respondent police.

For Petitioner : Mr.D.Padmanabhan
For Respondent : Mr.Durai Gunasekaran,
Govt.Advocate (Crl.Side)

O R D E R

The petitioner, who was arrested and remanded to judicial custody on 03.11.2026 for the alleged offences punishable under Sections 123 of BNS Act and 24(1) of COTPA Act, 2003, in Crime No.472 of 2026 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 to be in illegal possession of 336.5 kg of banned tobacco products. Hence, this case.

3. The learned counsel for the petitioners submitted that the petitioner has been falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He also further submitted that the petitioner is in custody since 03.11.2026 and he is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the case of the prosecution and, on instructions, submitted that the petitioner was found in possession of banned contraband products. He further submitted that the investigation is pending. Hence, he opposed to grant bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent police, and carefully perused the entire materials available on record.

6. Considering the facts and circumstances of the case; taking note of the submission made by the learned Government Advocate (Crl.Side); considering

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the fact that the petitioner has been incarcerated since 03.11.2026, this Court is inclined to grant bail to the petitioner subject to certain conditions.

7. Accordingly, the petitioner shall deposit a sum of **Rs.50,000/- (Rupees Fifty Thousand only)** by way of Demand Draft to the **Arginar Anna Memorial Cancer Hospital & Research Institute, Kancheepuram, Account Name:Tobacco Court Penalty Fund; A/C No.7417027486, IFSC Code – IDIB000K012; Branch:Kancheepuram,** and on such deposit, 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 each** for a like sum to the satisfaction of the **learned Judicial Magistrate No.III, Tiruppur,** and on further conditions that:

[a] the sureties shall affix his 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., until further orders;

[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;

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[e] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283];**

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

18-11-2026

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Index: Yes/No
Speaking/Non-speaking order
Neutral Citation: Yes/No

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 Judicial Magistrate No.III,
Tiruppur.

2.The Inspector of Police,
Anupparpalayam Police Station,
Tiruppur City.

3. The Superintendent,
Central Prison, Coimbatore.

4. The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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