



CRL OP(MD). No.479 of 2026

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Chairman

... Petitioner/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Pavoorchatram Police Station,
Tenkasi District.
Crime No.519 of 2025.

... Respondent/Complainant

For Petitioner : Mr.Gowtham.A

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.519 of 2025 on the file of the
respondent police



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ORDER : The Court made the following order :-

The petitioner/Accused, who was arrested and remanded to judicial custody on 16.12.2025 for the offences punishable under Section 123 of BNS r/w. Section 24(1) of COTPA Act, in Crime No.519 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner and other accused illegally transported tobacco products weighing 233.838 kgs, valued at about Rs.1,41,600/- . Hence, the complaint.

3.The learned Counsel for the petitioner submitted that the petitioner is ready to co-operate for the investigation. He further 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 has filed an affidavit of undertaking before this Court stating that he will not indulge in such offence in future. He further submitted that this Court had already granted interim bail to the petitioner dated 09.01.2026. Hence, he seeks bail to the petitioner.



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4. The learned Additional Public Prosecutor submitted that the petitioner and other accused illegally transported tobacco products weighing 233.838 kgs, valued at about Rs.1,41,600/- . Therefore, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also the fact that the petitioner has appeared before this Court and filed an affidavit of undertaking stating that he will not loaded any Narcotic Drugs in future. Therefore, interim bail already granted by this Court dated 09.01.2026 is made absolute on the following conditions:

[a] the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders.

[b] the petitioner shall not abscond either during investigation or trial.

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

[d] 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



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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)AIR SCW 5560].

[e] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

(S S Y J)
19.01.2026

msrm

TO

1. The Judicial Magistrate Court, Tenkasi.
2. The Superintendent, Sub Jail,
Tenakasi.
3. The Inspector of Police,
Pavoorchatram Police Station,
Tenkasi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY,J

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ORDER
IN
CRL OP(MD) No.479 of 2026

Date : 19/01/2026