



CRL OP(MD). No.1746 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Devarasu,
S/o. Palani,
Np 1/135, Kudi Street,
Andipalayam,
Tiruchengodu,
Namakkal..

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police,
Vengamedu, Police Station,
Karur District.
(Crime No. 7 of 2026)..

... Respondent/Complainant

For Petitioner : Mr.M Vivek,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-For Bail in Crime No. 7 of 2026 on the
file of the respondent police.

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WEB COPY ORDER : The Court made the following order :-

The petitioner/sole accused, who was arrested and remanded to judicial custody on 29.03.2025 for the offences punishable under Sections 275 and 123 of BNS, 2023 and Section 24(1) of Cigarette and other Tobacco products (COPTA) Act, 2003 and Section 77 of the Juvenile Justice Act, 2015 in Crime No.7 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner was found in illegal possession of 90 kgs of banned tobacco products. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and she has not committed any offences as alleged by the prosecution. He further submitted



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that the petitioner is in judicial custody from 29.03.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner has four previous cases, which are similar in nature. 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 four previous case pending against the petitioner, 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



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satisfaction of the learned Judicial Magistrate

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No.1, Karur, 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 Dean, Karur Government Hospital, daily at 10.30 a.m, for a period of two weeks and do social service in the hospital and thereafter, the petitioner shall report before the respondent police daily at 10.30 a.m., until further orders;

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



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[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.

(S S Y J)
30.01.2026

VSG



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TO

- 1.The Judicial Magistrate No.1, Karur.
- 2.The Officer in Charge,
Sub Jail, Karur.
- 3.The Inspector of Police,
Vengamedu, Police Station,
Karur District.
- 4.The Dean, Karur Government Hospital, Krur.
- 5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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S. SRIMATHY, J. ,

vsg

ORDER
IN
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