



CRL OP(MD). No.7195 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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Dated : 10/04/2026

CORAM

THE HONOURABLE MR. JUSTICE P. DHANABAL

CRL OP(MD). No.7195 of 2026

Peer Mohamed

... Petitioner/ Accused
(Rank Not Known)

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Arumuganeri Police Station,
Thoothukudi District.
Crime No.302/2026.

... Respondent/Complainant

PRAYER :-

For Bail in Crime No.302/2026 on the file of the respondent Police.

For Petitioner : S.Vishnuvardhan,
Advocate.

For Respondent : Mr.P.Kottaichamy,
Government Advocate (Crl.Side)

ORDER : The Court made the following order :-

The petitioner / Accused, who was arrested and remanded to



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judicial custody on 26.03.2026 for the offence punishable under Section 24(1) of COTPA Act, 2003, and Section 77 of Juvenile Justice Act, in Crime No.302 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 25.03.2026, when the respondent police was on patrol duty, they found the petitioner was in illegal possession of 225 grams of tobacco products with an intension to sell it to the minors. Hence, the respondent police registered a case against the accused for the aforesaid offences and arrested the petitioner. Hence, this petition.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He would further submit that no previous case is pending against the petitioner and he has been arrested and remanded to judicial custody on 26.03.2026. Therefore, prayed to grant bail for the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the



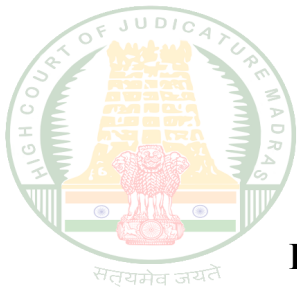
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respondent would submit that the petitioner was found in illegal possession of 225 grams of tobacco products and hence, he strongly opposed to grant bail to the petitioner. However, he fairly conceded that no previous case is pending against the petitioner.

5. This Court heard both sides and perused the materials available on record.

6. Considering the rival submissions made by the learned counsel on either side, nature of offence, and considering the quantity involved in this case and no previous case is pending against the petitioner, and considering the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:

[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the **Special Court for**



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Exclusive Trial of cases under POCSO Act, Thoothukudi,
and on further conditions that:

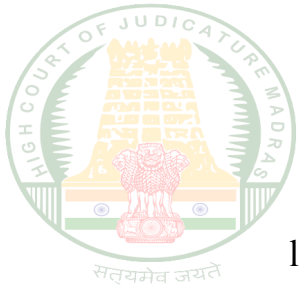
[b] the petitioner shall report before the **respondent police every Saturday at 10.30 a.m., for a period of 4 weeks and thereafter as and when required for interrogation;**

[c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/she is suspected;

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

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with



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law as if the 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].

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

(P D B J)
10.04.2026

dss



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P. DHANABAL,J

DSS

To

- 1.The Special Court for Exclusive Trial of cases under POCSO Act,
Thoothukudi.
- 2.The Inspector of Police,
Arumuganeri Police Station,
Thoothukudi District.
3. The Superintendent, District Jail,
Peraurani, Thoothukudi District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

ORDER
IN

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Date : 10/04/2026