

IN THE COURT OF PRINCIPAL SESSIONS JUDGE DINDIGUL



**PRESENT: Tmt. A. MUTHUSARATHA, B.L., P.G.D.P.M**  
**Principal Sessions Judge, Dindigul.**

Monday, the 30<sup>th</sup> day of March 2026.

**CrI.M.P. No.683/2026**  
**CNR No.TNDG01-001716-2026**

Balamurugan,44/2026  
S/o.Bommaiah

.. Petitioner/Accused

/vs/

State through  
The Inspector of Police, Chinnalapatti PS.,  
Cr. No.38/2026

.. Respondent/Complainant

This petition came before this Court for final hearing today in the presence of R.Saravanan learned Counsel for the petitioner and of Thiru.R.Udhayanithi learned Public Prosecutor(I/c.) for the respondent and heard either side and perusing all the records, this Court delivered the following.....

**ORDER**

Petition filed U/s. 483 of BNSS 2023. Petitioner/accused prays to enlarge him on bail for the alleged offences punishable U/S. 123 of BNS 2023 and Section 6(a), 24(1) of Cigarette and other Tobacco Products Act in Cr. No.38/2026 of respondent police. The alleged occurrence took place on 15.3.2026 and he was remanded on the same day.

Heard both sides.

The learned counsel for the petitioner submitted that the petitioner is an innocent and he has not committed any offence as alleged, that the defacto complainant foisted this false complaint against this petitioner, that the alleged properties were recovered, that he is hailing from respectable family and law abiding citizen, that the petitioner is ready to abide any condition imposed by this Hon'ble Court, that the petitioner hereby undertakes that he will not abscond and will not tamper any witness and that the petitioner was remanded on 15.3.2026 and he is in custody for 16 days and he prays for bail.

The learned Public Prosecutor submitted that the defacto complainant is S.I. of Police attached to the respondent P.S., that on 15.3.2026 at about 11.00 hours, on the reliable information received by him, the defacto complainant with police party was making surveillance and reached at the place near Selvi Store, Bommayasamy temple, Chinnalapatti, the accused have hand bag, on seeing police party, the accused try to escape, but, the police party surrounded them and made on search he found that the accused have in possession of 900 gram of banned Ganesh brand tobacco pockets and 378 gram of banned coolip tobacco pockets, hence the respondent P.S., seized the properties and registered this case.

Heard both sides. Records perused. The case was registered against the accused, U/S. 123 of BNS 2023 and Section 6(a), 24(1) of Cigarette and other Tobacco Products Act. The learned counsel for the petitioner represented that the petitioner is an innocent and he has not committed any offence as alleged, that the defacto complainant foisted this false complaint against this petitioner, that the alleged properties were recovered, that he has no previous case and that the petitioner is in custody for 16 days and he prays for bail. The learned Public Prosecutor has raised objection that the accused was in possession of 900 gram of banned Ganesh brand tobacco pockets and 378 gram of banned coolip tobacco pockets. However, he has conceded that properties have been recovered and no previous case is pending.

On perusal of records, it shows that occurrence have taken place on 15.3.2026. Case properties have already been recovered. No previous case is pending against the petitioner. The petitioner is in custody for 16 days. Considering the above aspects, the properties have been recovered, no previous case is pending, period of incarceration and the facts and circumstances of the case, this Court is inclined to grant bail to the petitioner/Accused on condition.

In the result, the petitioner/Accused is ordered to be enlarged on bail on his executing a bond for Rs.25,000/- along with two sureties each for a like sum each to the satisfaction of learned District Munsif cum Judicial Magistrate, Athoor subject to conditions.

- 1 After release the petitioner shall appear and sign before the S.H.O., respondent police station daily at 10.00 a.m. for a period of 30 days and shall also appear

make himself available for interrogation by the police officer as and when required.

2 The petitioner shall co-operate with the investigation or trial and he shall not threaten the witnesses. He shall not induce witnesses and he shall not cause obstacles to the pending investigation or trial.

3 If there is any violation of condition, the Investigation Officer is within his discretion to approach the Court of the learned Judicial Magistrate, concerned for cancellation of bail even though bail granted by the Sessions Court as per the ruling of the Hon'ble Supreme Court reported in P.K.Shaji/Vs/State of Kerala, (2005) AIR S.C.W.5560.

Pronounced by me in open Court this the 30<sup>th</sup> day of March 2026.

**Principal Sessions Judge,  
Dindigul.**

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**Copy to**

The District Munsif Cum Judicial Magistrate, Aathoor.

The Public Prosecutor, Dindigul .

The Inspector of Police, Chinnalapatti PS.,

Thiru.R.Saravanan, Counsel for the petitioner.

} They are requested to download this order from the above said official web site link.