

IN THE COURT OF PRINCIPAL SESSIONS JUDGE , DINDIGUL.

**PRESENT: Thiru.V.Padmanabhan, M.A., M.L., D.H.,
Principal Sessions Judge, Dindigul.**

Monday the 20th day of July 2026.



**Crl.M.P. No.1768/2026
CNR No.TNDG010038762026**

Seit Mubarak, 44/2026
S/o.Abdul Kathar

: Petitioner/Accused

/vs/

State through
The Sub-Inspector of Police, Palani Taluk PS.
Cr. No.416/2026

: Respondent/Complainant

Petition dated 14.07.2026 through e-filed and U/s. 483 of BNSS seeks custody bail to the petitioner/accused.

This petition came before this Court for final hearing today in the presence of Thiru. N.Prabakaran, the learned Counsel for the petitioner and of Thiru.T.Sivachandran, the learned Public Prosecutor for the respondent and heard either side and on perusing all the records, this Court delivered the following.....

ORDER

This petitioner/ accused seeks bail for the alleged offence U/s 6(b) and 24(1) of The Cigarettes and other Tobacco Products (Prohibition of Advertisement and Regulation of Trade and Commerce, Production, Supply and Distribution) Act,2003 and U/s 77 of Juvenile Justice Act,2015.

2. The prosecution case is that the defacto complainant is S.I. of Police attached to the respondent P.S.; on 06.07.2026 at 11.00 a.m. he along with police party made on surveillance with regard to the sale of tobacco products, reached grocery shop situated nearby Balasamuthiram VAO Office made search and they seized 75 tobacco packets each 15 gram totally 1.125 kg of tobacco from the petitioner, hence the case.

3. The learned Counsel appearing for the petitioner/accused would submit that the petitioner did not involve in this case incident as alleged by prosecution; false case has been foisted against the petitioner; the petitioner/accused is in incarceration from 06.07.2026; if the petitioner is released on bail, he will abide the conditions of this Court and that he may be released on bail.

4. On the other hand, learned Public Prosecutor contended stating that investigation is pending; the petitioner/accused has not involved in previous case incident; if he is released on bail, he will abscond and tamper the prosecution witnesses and that petition may be dismissed.

6. Upon hearing both side argument and on perusal of contents of F.I.R. it is seen that in the place of incident police party seized 1.125 kg Narcotic Substance from the petitioner/accused. It is fairly conceded on Prosecution that no any previous case is reported against the petitioner/accused.

Considering the nature of offence and in the interest of Justice, this Court is inclined to release the petitioner/accused on bail on following conditions.

(I) the petitioner/accused is ordered to be released on bail on executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand)** with two sureties for a like sum to the satisfaction of **learned Judicial Magistrate, Palani** and on condition that;

1. the sureties shall affix their photographs and Left Thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity.
 2. the petitioner/accused shall appear and sign before the **respondent police daily at 10.00 a.m for a period of 3 weeks;**
 3. the petitioner/accused shall not tamper with evidence or witness either during investigation or trial.
 4. the petitioner/accused shall not abscond either during investigation or trial.
 5. 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 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].
 6. If the accused thereafter absconds, a fresh FIR can be registered U/S.269 of BNS.
- Pronounced by me in open Court this the 20th day of July 2026.

**Principal Sessions Judge,
Dindigul.**

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Copy to

The Judicial Magistrate Court, Palani.

The Public Prosecutor, Dindigul.

The Sub-Inspector of Police, Palani Taluk PS.

Thiru.N.Prabakaran, Counsel for the petitioner.

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