

TNMD010016922026



In the Court of the Principal Sessions Judge, Madurai.

Present : **Thiru. S. SHUNMUGAVEL B.A., B.L.,**  
( II Additional District Judge (CBI Cases) , Madurai )  
Principal Sessions Judge (i/c), Madurai.  
( Authorised U/s.8(8) of BNSS )

Monday, this the 16<sup>th</sup> day of March, 2026.

CrL.M.P.No.1054/2026

CNR No.TNMD010016922026

N.Keshvan, S/o.Navaneetha Krishnan

... Petitioner/Accused.

Vs

State through the Inspector of Police,  
S.S.Colony P.S. in Cr.No.60/2026

... Respondent/Complainant.

This petition coming on today for hearing before me in the presence of Thiru.R.K.Ranjith Ramasamy, Advocate for the petitioner and of Public Prosecutor for the state, this court passed the following:

**Order**

1. Bail application u/s 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 (BNSS).
2. Heard both sides.
3. The learned counsel for the petitioner/accused submitted that this is the 2<sup>nd</sup> petition and that the respondent police has registered a case against the petitioner in Cr.No.60/2026 for the offences u/s 6(a), 24(1) of COTPA, 2003 and 77 of JJ Act . The respondent police arrested the petitioner and remanded to judicial custody on 15.02.2026 and is in custody for the past 30 days. The petitioner is innocent and he has not committed any offences as alleged. Since the petitioner has some previous cases, he is falsely implicated in this case. Investigation is almost over. Further custodial interrogation of petitioner is not necessary. The petitioner has not filed similar petition before the Hon'ble Madurai Bench of Madras High Court or any other court. The petitioner is ready to abide by any conditions that would be imposed by this Court and prayed to allow the petition.

4. The learned Public Prosecutor submitted that it is a case of single accused, who is the petitioner herein. As per the case of the prosecution, the defacto-complainant is the Sub-Inspector of Police, S.S.Colony P.S. On 15.02.2026 at 10.00 a.m., on receipt of credible information, the defacto-complainant and his team rushed to the place of occurrence i.e. the petty shop at the opposite side of TVS Rubber Company, Meenakshipuram, Theni main road, Madurai and noticed that the petitioner was selling prohibited tobacco products to public. The defacto-complainant arrested the petitioner and recovered 11 packets of banned Ganesh tobacco and Cool lip from the petitioner's shop, which was kept for sale to public including school children. Hence, the case. The petitioner has 11 previous cases and most of the cases are of similar offences. Investigation is pending and objected to grant bail to the petitioner.

5. Rival contentions are taken into consideration. The alleged offences against the petitioner/accused are u/s 6(a), 24(1) of COTPA, 2003 and 123 of BNS. The occurrence is said to have taken place on 15.02.2026. Case properties were recovered. The petitioner is in custody for 30 days. Material part of investigation has been completed. However, the learned Public Prosecutor objected stating that the petitioner is involved in 11 previous cases, out of which, 9 cases are similar offences and 2 cases are under NDPS Act. The learned counsel for the petitioner replied that most of the cases are disposed of. This is the 2<sup>nd</sup> petition filed by the petitioner. Considering the above facts, the duress period of petitioner and the changed circumstances, this court is inclined to grant bail to the petitioner on conditions.

In the result, the petitioner is ordered to be enlarged on bail on his executing a bond for Rs.10,000/- along with two sureties for a like sum each to the satisfaction of Judicial Magistrate No.V, Madurai subject to the following conditions:-

(i) After release, the petitioner shall appear and sign before the Inspector of police, Tirumangalam Town police station **daily at 10.00 a.m. for a period of 30 days.**

(ii) The petitioner shall co-operate with the investigation and shall not threaten the witnesses and shall not cause hindrance to the pending investigation.

(iii) That the petitioner shall not commit an offence similar to the offence of which he is accused, or suspected, of the commission of which he is suspected and

(iv) 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 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 the Open Court on the 16<sup>th</sup> day of March, 2026.

Principal Sessions Judge (i/c),  
Madurai

**Copy to**

1. The J.M.No.5. Madurai.
2. The Inspector of Police, S.S.Colony P.S.
3. The Inspector of police, Tirumangalam Town P.S.
4. The Superintendent, Central Prison, Madurai.
5. The Petitioner through his counsel.