



**IN THE COURT OF SESSIONS JUDGE OF THE NILGIRIS DISTRICT
AT UDHAGAMANDALAM.**

**Present: A.Muraleetharan, M.A., B.L.,
Sessions Judge, Udhagamandalam.**

Monday, the 01st day of June, 2026

Crl.M.P.No.488/2026

in

Cri.No.107/2026 of Kotagiri Police Station

Bheemakari (Age 43),
S/o.Pathiya Nanjan,
D.No.1/90, Milidhane,
Beragani,
Kotagiri.

... Petitioner/Accused

-Vs-

State, Inspector of Police,
Kotagiri Police Station.

... Respondent/Complainant

This petition is coming before me for hearing today in the presence of Thiru. E.Sreedharan, learned counsel for the Petitioner/Accused and of Thiru.G.Anandan, learned Public Prosecutor for respondent, after hearing both sides this court passes the following;

ORDER

This petition has been filed by the petitioner/accused u/s.483 BNSS praying to grant bail.



2. The respondent police registered the above case against the petitioner for the offence under Sections 4(1)(c) and 4(1)(A) of TNP Act and the petitioner/accused was in judicial custody from 16.05.2026 i.e., for the past 16 days.

3. The case of the prosecution is that, on 16.05.2026 at about 08.00 a.m the petitioner herein was found with possession of brandy bottles totally 05 without sticker and out of which 3 bottles were found with broken seal caps and some highly toxic foul smelling liquid and that he confessed to the Police that he had mixed in the said bottles with some materials of highly intoxicating nature.

4. The learned Counsel for the petitioner submitted that, the petitioner is innocent and he is no way connected with the offence and the petitioner was never in possession of any contraband bottles as alleged in the FIR, nor did he produce any such bottles before the police for seizure, he had never sold any IMFL bottles to anyone adulterating with other intoxicating stuff as alleged in the FIR and the sum of Rs.400/- allegedly recovered from him is his personal money and not the sale proceeds of any liquor and he is having permanent residence and he undertakes to abide the conditions to be stipulated by this court.



5. The learned Public Prosecutor submitted his objections stating that the investigation is not yet completed and if the petitioner is enlarged on bail at this stage, he will indulge in same type of offence and he will abscond.

6. The above rival submissions of both sides are carefully considered and records are perused. The offences involved in this case under Sections 4(1)(c) and 4(1)(A) of TNP Act. It is not the case of the prosecution that the petitioner is a habitual offender. Considering the above facts and the period of incarceration, this Court is inclined to allow the bail petition and release the petitioner/accused in bail with conditions.

In the result, this petition is allowed and the petitioner/accused is ordered to be enlarged on a bail on executing a bond for Rs.10,000/- with two sureties each for a like sum to the satisfaction of the learned District Munsif- Cum- Judicial Magistrate, Kotagiri with the following conditions:

(i). that the petitioner shall make himself available for interrogation as and when required;

(ii). that the petitioner shall not leave India without the previous permission of the Court.



(iii). that the petitioner shall appear and sign before the Respondent Police daily once at 10.00 a.m. for 30 days.

Pronounced by me in open Court, this the 01st day of June 2026.

Sessions Judge,
Udhagamandalam.

Copy to:

1. The learned District Munsif- Cum- Judicial Magistrate, Kotagiri
2. The Inspector of Police, Kotagiri Police Station.
3. The Superintendent, Sub Jail, Coonoor.
4. Thiru.E.Sreedharan, Counsel for the petitioner.