



IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, SIVAGANGAI.

PRESENT: **Tmt. K.Arivoli., M.A., M.L.,**

Principal Sessions Judge, Sivagangai.

Thursday, the 12<sup>th</sup> day of March - 2026

**Cr.M.P.No.528/2026**

*(CNR No.TNSV010008832026)*

Kasthuri, (Age 29), W/o.Prabu,  
Oyyakondansiruvayal, Thiruppathur, Sivagangai.

. . . Petitioner/Accused

Vs.

The State rep. by  
The Inspector of Police,  
Kundrakudi Police Station,  
(Cr.No.20/2026)

. . . Respondent / Complainant

This petition coming on this day for final hearing before me in the presence of Thiru.G.Karuppaiah, Advocate for the Petitioner and Thiru.A.Alagarsamy, Public Prosecutor for the State, after hearing both sides and perusing the written reply submitted by the respondent and records, this court delivers the following . . .

**ORDER**

1. The petitioner is apprehending arrest for the offences punishable u/s.275, 123 of B.N.S and 24(1) of COTP Act and had filed this petition u/s.482 of B.N.S.S, seeking for her release on anticipatory bail in the event of arrest.

2. According to the petitioner, she is the sole accused in the crime number and as against her, allegations have been levelled by the *defacto* complainant alleging that the petitioner is found to be in possession of 240 pockets of Ganesh tobacco products for selling the same to the general public. According to the petitioner, she is innocent and she has not committed any offence as alleged by the prosecution. The Petitioner had given undertaking that she would be ready to abide by any condition imposed by the court and willing to produce sufficient solvent sureties to the satisfaction of the Judicial Magistrate. Hence, the Petitioner prays for considering her



anticipatory bail to her.

3. The respondent filed his detailed objections in writing and the learned Public Prosecutor had submitted that investigation is still pending. In the event, if the petitioner is released on bail, she would abscond and may not appear before the court by abiding to the condition. She would indulge in similar kind of offence in future and hence the Public Prosecutor strongly opposed the grant of anticipatory bail application to the petitioner.

4. By considering the submissions of the parties and the fact that this is the anticipatory bail application filed by the petitioner and the petitioner is the sole accused in the present case and the petitioner is a women and the alleged property has been recovered and no one has sustained injury to consume the same and the petitioner is not involved in any previous case. Considering the above circumstances, this Court is inclined to consider the anticipatory bail application of the petitioner with the following conditions:

In the result, ***the petition is allowed*** and the petitioner shall deposit non-refundable amount of Rs.5,000/- before the District Legal Services Authority, Sivagangai and the said amount to be solely utilized for the purpose of spreading awareness among the school children with regard to eradication of Tobacco and Drugs and utilization certificate to be submitted from the District Legal Services Authority, Sivagangai on such condition.

On such deposit, the petitioner is directed to surrender before the jurisdiction Magistrate (Judicial Magistrate, Karaikudi) within 15 days from the date of receipt of the order or in the event of her arrest and production before the jurisdiction



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Magistrate concerned, **she is ordered to be released** on bail on her executing bond for Rs.10,000/- with two sureties each for like sum to the satisfaction of the Judicial Magistrate, Karaikudi with a condition that the petitioner shall appear and sign before the Respondent Police Station daily at morning at 10.00 a.m., and shall sign for 15 days and thereafter, shall appear on summons. *In the event, if the petitioner fails to surrender within 15 days from the date of order, the anticipatory bail granted automatically lapses.*

The sureties shall affix their photographs and left thumb impression and the Judicial Magistrate while considering the sureties, shall obtain the copy of their Aadhar card or bank pass book to ensure their identity.

The petitioner's photograph and Aadhaar Card with bank pass book copy shall also be obtained while considering the sureties.

The Petitioner shall make herself available for interrogation by the respondent police Officer as and when required for enquiry.

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 from disclosing such facts to the court or to any Police Officer. That the petitioner shall not leave the State of Tamil Nadu without prior permission of the learned Judicial Magistrate. The Petitioner shall not commit further offences of similar nature and shall appear before the respondent police station as and when required.

The Petitioner shall co-operate for early disposal of the matter.

On breach of the aforesaid conditions, the learned Judicial Magistrate, before whom the case is pending is at liberty to initiate / take appropriate action against the



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petitioner in accordance with law as laid down in the judgment of Hon'ble Supreme Court in P.K.Shaji Vs. State reported in AIR 2005 SCW 5560.

In the event, if the petitioner absconds, a fresh F.I.R shall be registered u/s.269 of B.N.S.

Given by me, this the 12<sup>th</sup> day of March - 2026.

Principal Sessions Judge,  
Sivagangai.

**Copy to :**

1. The Judicial Magistrate, Karaikudi.
2. The Public Prosecutor, Sivagangai.
3. The Sub-Inspector of Police, Kundrakudi Police station.
4. Counsel for the petitioner.