



**In the Court of
Judicial Magistrate
Judicial Magistrate Court, Devakottai
Sivaganga
Proceeded by: D. POORNIMA**

CNR No: TNSV070007842026
Case No: CRLMP/462/2026
Date Of Decision: 02-07-2026

Devakottai Town Police Station-60902

...Petitioner

Petitioner Advocate:

Versus

AZHAGAR

...Respondent

Respondent Advocate:

ORDER

Disposal Type: Rejected

Records perused. On perusal of records it is seen that the FIR in Cr.No. 116/2026 has been lodged for offence U/s.24(1) of COTPA Act, which is a non cognizable offence as per schedule I of BNSS. Further a perusal of FIR shows that the prosecution has registered FIR without order of the magistrate and hence the following investigation and the final report are illegal and non est in law. Further it is not the case of the prosecution that the accused sold tobacco products to person under 18 years or within 100 yards of any educational institution, as required U/s. 6 of COTPA Act. Therefore prima facie case not made out for offence U/s. 24(1) of COTPA Act. Hence, in view of the reasons stated above, the Charge Sheet is rejected

Dated: 02-07-2026

**D. POORNIMA
Judicial Magistrate
Judicial Magistrate Court, Devakottai
Sivaganga**