

IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE AT TIRUVALLUR

Present: Dr.J.JULIET PUSHPA, Ph.D.(Law)

Principal District and Sessions Judge, Tiruvallur

Tuesday, the 10th day of March, 2026

CrI.M.P.No:785/2026

1.Parthiban S/o Murugesan,

2.Venugopal S/o Dharmaraj,

3.Haridoss S/o Estalingam

.....Petitioners/Accused

//Versus//

State Rep. by the Inspector of Police,

Arambakkam Police Station,

(Crime No:52/2026)

.....Respondent/Complainant

Petition dated:23.02.2026 u/s.u/s.483 of B.N.S.S, praying to enlarge the Petitioner on bail

This petition coming on this day for hearing before me having the petition filed by the petitioner Counsel M/s.D.Lemuvel, C.Murugan, R.Hariharan and the respondent police through the Public Prosecutor and hearing the arguments of both sides, perusing the reply of the Public Prosecutor for the State/Respondent and perusing the records and material and hearing both sides, this court made the following:-

ORDER

Heard arguments of both side. Records perused. Petition filed u/s 483 of BNSS seeking to release the petitioner who were remanded on 19.02.2026 in Crime No.52/2026 on the file of Arambakkam police station registered for the offence u/s. 274, 275, 123 of BNS r/w 24(1) of COTP Act.

The learned counsel for the petitioner argued that, petitioners are innocent, they have been falsely implicated only for statistical purpose, the petitioners have no bad antecedents, the respondent police wantonly filed a false case the petitioners have no bad antecedents, they are in judicial custody for the past 20 days, petitioners are ready to cooperate for investigation and will abide by any condition, therefore prayed for granting the bail.

Notice given to concerned police and reply received. The learned Public prosecutor argued that on 19.02.2026 at 11.00 Hrs, when the respondent police was received discreet information checking at kannampakkam sivan kovil near, the petitioner vehicle TN 18 AU 7292, the petitioners were found in illegal possession of banned tobacco products worth about Rs.83,000/- suspected to have contained hazardous substance, hence he was arrested and contrabands seized, based on the complaint, FIR was registered, petitioners were arrested on 19.02.2026 and the investigation is pending. No previous case as against the petitioner.

The petitioners states in this petition that there is no similar bail petition is pending

before any other Court including Hon'ble High Court, Madras and the respondent has also not stated as to pending of any bail petition before Hon'ble High Court, Madras in this case. Hence, this Court considers that there is no impediment to entertain this petition and pass orders on merits.

As per the representation of the learned Public Prosecutor, the petitioners are permanent residences and first time offenders, It appears that substantial part of investigation is completed as the petitioners are custody for 20 days, Therefore, on considering

1. nature of offence,
2. long duration of custody of the petitioners for the past 20 days,
3. substantial part of investigation would be completed,
4. that as per the representation of the learned Public Prosecutor, it appears that the petitioners is permanent resident and first time offender,
5. the representation of the learned counsel for the petitioners that the petitioner being permanent resident will cooperate for investigation and will abide by any condition,
6. and also considering other facts and circumstances,

this Court is inclined to grant bail to the petitioners on imposing conditions.

In the result, bail is granted to the Petitioner on execution of a bond for a sum of Rs.10,000/- each with two sureties for the like-sum each to the satisfaction of District Munsif Cum Judicial Magistrate, Gummidipoondi and on condition that the petitioners to sign before the respondent police daily by 10.00 a.m for 30 days. The sureties shall affix their photographs and shall produce Voter Card or Aadhar Card or Bank Pass Book in proof of their identification. Any violation of the conditions, the Judicial Magistrate is entitled to take action as per the Judgment of the Supreme Court in P.K. Shaji Vs. State of Kerala (AIR 2005 SCW 5560). If the petitioner abscond, a fresh FIR can be registered under Section 269 of B.N.S.

Dictated to the Shorthand Writer and Pronounced by me in Open Court on this 10th day of March 2026

**Principal District and Sessions Judge,
Tiruvallur**

Copy to:-

The Petitioner's Advocate M/s.D.Lemuvel,
Thiru.S.Murthy, Public Prosecutor for the State,
The District Munsif Cum Judicial Magistrate, Gummidipoondi,
The Inspector of Police, Arambakkam Police Station.
The Superintendent, Central Prison-II, Puzhal, Chennai.