

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:844/2026

Murugan S/o Subbaiya,

.....Petitioners/Accused

//Versus//

State Rep. by the Inspector of Police,

Pattabiram Police Station,

(Crime No:99/2026)

.....Respondent/Complainant

Petition dated:24.02.2026 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.V.Balaji, S.Kishore, K.Kanagaraj, S.Ramani 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 B.N.S.S seeking to release the petitioner who was remanded on 23.02.2026 in Crime No.99/2026 on the file of Pattabiram police station registered for the offence u/s.123 of BNS r/w 24(1), 6(b) of COTPA Act.

The learned counsel for the petitioner argued that, the petitioner is innocent, he had not committed any offence as alleged by the respondent police, he had judicial custody for the past 16 days, he had no bad antecedents, the petitioner is no way connected with the alleged offences, the petitioner had been falsely implicated in this case and the petitioner is ready to co-operate for investigation and to abide any condition imposed by this court.

Notice given to concerned police. The learned Public prosecutor for the State raised objection to grant bail to the petitioner and argued based on discreet information on 23.02.2026 at 09.00 Hrs, when the respondent police was checking at No.5/93, C.T.H. Road, nemilicheri babu tea stal, at the time of the petitioner was found in illegal possession of banned tobacco products worth about Rs..8,000/-, for the purpose of selling in higher rates, which cause injuries to public health, all the contrabands were seized and arrested the accused. FIR was registered U/s 24(1) COTP Act r/w 123 of BNS, investigation is still pending. There is two previous case as against the petitioner.

The petitioner states in his 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 petitioner is having two previous cases and investigation is still pending ,

Therefore, on considering,

1. grave nature of offence,
2. investigation is still pending,
3. that the representation of the learned Public Prosecutor that since the petitioner is having two previous cases, if he is released and absconds, investigation in all cases as against him would also be affected,
4. serious accusation of the offence u/s. 123 of BNS as against the petitioner and also the other facts and circumstances,

this Court is not inclined to grant bail to the petitioner.

In the result, petition is dismissed.

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.V.Balaji,
Thiru.S.Murthy, Public Prosecutor for the State,
The Judicial Magistrate No.II, Tiruvallur,
The Inspector of Police, Pattabiram Police Station.
The Superintendent, Sub-Jail, Tiruvallur.