

**BEFORE THE COURT OF SESSIONS DIVISION OF
VELLORE DISTRICT, TAMIL NADU**

Present: Thiru.M.Elavarasan,
Principal Sessions Judge, Vellore.

Monday, the 16th day of March, 2026

Cr.M.P.No.572 of 2026
CNR.No.TNVL01-000858-2026

A3. Vethanayagam @ Karthick, (M-44)
S/o Jagannathan
No.124, Landanpatti
Morasapalli
Pernambut Taluk
Vellore District
Tamil Nadu.

...Petitioner/Accused

-vs-

The State represented by
The Inspector of Police
Paradarami P.S.
Vellore District
Tamil Nadu
Crime No.02 of 2026.

...Respondent/Complainant

This petition is coming before me for hearing today in the presence of Thiru P.Mohanelu, learned counsel for the petitioner, the learned Public Prosecutor for the respondent and, after hearing both sides, this court, delivered the following:

ORDER

This is a petition for bail u/s 483 of BNSS for the alleged offences u/s. 7(5), 20(2) of Cigarette and other Tobacco Products Act 2003, r/w 123 of BNS 2023.

2. The learned counsel for the petitioner with support of the petition averments submitted that the petitioner was remanded to judicial custody on 12.02.2026 through PT warrant and he is in custody for the past 33 days and the case was registered against the petitioner based on the false complaint given by the respondent police stating that the petitioner and two others transported prohibited tobacco products in a two wheeler. Based on the confession of the co accused, the petitioner name included in this case and he is innocent and no way connected with the offences and that the petitioner is having permanent residence and he is ready to furnish sufficient sureties to ensure his regular attendance and abide by any condition imposed by this Court, and prays that the petitioner may be granted bail.

3. On notice, the learned Public Prosecutor filed objection submitted that there are three previous cases are pending as against the petitioner and based on the confession of the co accused namely, Bharath, it revealed that the seized 55.354 KGs of banned tobacco products were being transported for sale to the petitioner/accused and the petitioner had already filed a anticipatory bail application before the Hon'ble High Court of Madras in CrI.O.P.No.127 of 2026, which was dismissed and the investigation is going on and hence, he strongly opposed to grant bail to the petitioner.

4. Heard both the sides. Records perused. On perusal of FIR, it reveals that on 02.01.2026, based on information received by the respondent police, the co accused was intercepted near V.D. Palayam forest area while transporting banned tobacco products in three bags on a motorcycle bearing Reg.No. TN 23 DW 1914. On inspection, several packets of Hans, Cool Lip, Vimal Pan Masala, VI Tobacco, M-Scented Tobacco Gold and RMD Pan Masala were seized. During enquiry, the co accused admitted that he had purchased the tobacco products from Karnataka and was transporting them for sale in Tamil Nadu. Hence, the present case.

5. The learned counsel for the petitioner submitted that the petitioner is no way connected with the offence, considering the incarceration of the petitioner and seeks bail for the petitioner. The learned Public Prosecutor filed objection and submitted that there are three previous cases as against the petitioner and huge quantity of prohibited tobacco products were seized and the petitioner is the person to whom the tobacco products was intended to be delivered and strongly opposed to grant bail to the petitioner. Considering the facts and circumstances of the case, the nature of offence alleged to have been committed by the petitioner/accused, and taking note of huge quantity of Tobacco Products have been seized, the strong objections placed on the side of prosecution and the offence committed by the petitioner is against the welfare of the society and the investigation is going on and at this stage this court is not inclined to entertain this petition.

6. In the result, this petition is dismissed.

Pronounced by me in Open Court, this the 16th day of March, 2026.

Principal Sessions Judge,
Vellore.

To

The Judicial Magistrate, Gudiyatham.

The Inspector of Police, Paradarami P.S.

The Superintendent, Central Prison, Vellore – Communicate to the

Sub jails, if the Under Trial prisoner is incarcerated in any sub jail.