

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

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

Monday, the 30th day of March, 2026

Cr.M.P.No.784 of 2026
CNR.No.TNVL01-001186-2026

Aadil Ahmed, (M-52) (Sole)
S/o Noormohamed
No.69, Athimoolam Street
Nadupet
Gudiyatham Taluk
Vellore District
Tamil Nadu.

...Petitioner/Accused

-vs-

The State represented by
The Inspector of Police
Pallikonda P.S.
Vellore District
Tamil Nadu
Cr. No.44 of 2026.

...Respondent/Complainant

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

O R D E R

This is a petition for bail u/s 483 of BNSS for the alleged offences u/s. 7(5), 20(1) the Cigarettes and other Tobacco Act 2003 and 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 28.02.2026 and he is in custody for the past 31 days and the respondent police gave a false complaint against the petitioner 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 is no previous cases are pending against the petitioner, the petitioner was in possession of prohibited tobacco products totally weighing 31.698 Kgs for the value of

Rs.28,000/- for selling purpose and the property have been seized from the petitioner and the investigation is pending and hence, he strongly opposed to grant bail to the petitioner.

4. Heard both sides. Records perused. On perusal of FIR, it reveals that on 28.02.2026 at about 03.30 p.m., the petitioner/accused was found in possession of banned tobacco products such as Hans, Vimal Pan Masala, Cool Lip and V1 Tobacco, weighing about 31.698 kilograms, which were being transported in a two-wheeler bearing Registration No. TN-22 BT 4929 (Hero Honda Splendor Plus) for the purpose of illegal sale. The same were seized and the petitioner was arrested. Hence, the present case. The learned counsel for the petitioner submitted that the petitioner is in judicial custody for the past 31 days and seeks bail for the petitioner. The learned Public Prosecutor opposed the bail stating that the petitioner was found in possession of banned tobacco products in large quantity and the investigation is still in progress and there is no previous case against the petitioner. Considering the facts and circumstances of this case, nature and gravity of the offences, the period of incarceration of the petitioner, this court is inclined to enlarge the petitioner on bail subject to the following conditions:

5. In the result, this petition is allowed;

(a) The petitioner is ordered to be enlarged on bail on executing a bond for a sum of Rs.10,000/-, along with two sureties for the like sum each to the satisfaction of the Judicial Magistrate V, Vellore;

(b) The petitioner shall make a non-refundable deposit of a sum of **Rs.45,000/- (Rupees Forty Five Thousand only)** in favour of the Chairman / Principal District Judge, District Legal Services Authority, Vellore and produce the receipt before the Judicial Magistrate V, Vellore at the time of producing sureties on proper identification and acknowledgement.

(c) The petitioner shall appear and sign before the **Judicial Magistrate III, Tirupathur daily at 10.30 AM** on all working days until further orders from the next day of execution of bond before the said Court;

(d) The petitioner is further directed to appear before the respondent police, as and when required for interrogation, on summon. Thereafter, he can file a modification petition after 30 days of conditions complied;

(e) The sureties shall affix their photographs and left thumb impression in the surety bond and produce copy of their Aadhar card or Bank Pass Book to ensure their identity;

(f) The petitioner shall not tamper with evidence or witness either during investigation or trial;

(g) The petitioner shall not abscond either during investigation or trial;

(h) On breach of any of the aforesaid conditions, the learned Judicial Magistrate V, Vellore/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Judicial Magistrate V, Vellore/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560] and;

(i) If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

Pronounced by me in Open Court, this the 30th day of March, 2026.

Principal Sessions Judge,
Vellore.

To

The Judicial Magistrate V, Vellore.

The Judicial Magistrate III, Tirupathur.

The Inspector of Police, Pallikonda P.S.

The Superintendent, Central Prison, Vellore – Communicate to the

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