

**IN THE COURT OF THE PRINCIPAL DISTRICT AND SESSIONS JUDGE,
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTTUR.**

Present: **Thiru.A.Kanthakumar, M.L.,**
Principal District and Sessions Judge,
Virudhunagar District at Srivilliputtur.

Dated this the 15th day of June 2026, Monday.

Cr.M.P. No.1584/2026

1. Ajith @ Ajithkumar (A2)
2. Hariharaputhiran @ Aravin (A3)
3. Kartheeswaran (A4)

... Petitioners/Accused.

/ Vs /

State through the Inspector of Police,
Thiruthangal P.S.
Cr.No.196/2026

U/s.123 of BNS r.w. Sec. 6(b) and 24(1) of COTP Act. ... Respondent/ Complainant.

This petition coming on this day before me for hearing in the presence of Thiru.K.Suresh Nepolean, Advocate for the petitioners and Thiru.S.Thirumalaiappan, Public Prosecutor for the respondent and upon hearing the argument of both sides, this court made the following

ORDER

It is an application for bail u/s.483 of the Bharatiya Nagarik Suraksha Sanhita (BNSS)

FIR was registered against the petitioners/A2, A3 and A4 for the offences u/s.123 of BNS r.w. Sec. 6(b) and 24(1) of COTP Act. The occurrence happened on 29-05-2026 and the petitioners are under custody for the past 17 days from 29-05-2026 onwards.

As per FIR, on 29-05-2026 at about 10-00 am a police party led by S.I. of Police of respondent PS were on picketing duty at Thiruthangal, Chengamalanatchiarapuram, near Pillaiar temple to prohibit illegal selling of banned tobacco products. At that time, the petitioner/A1 and 3 other accused came in a two wheeler and on seeing the police party they attempted to escape from that place. The respondent police stopped that vehicles and searched it, they were found in possession of banned tobacco products 950 grams. Hence, this case.

According to the learned counsel for the petitioners, the petitioners are innocent and they has not committed any such offence and prays to enlarge the petitioners on bail. On the other hand, the learned Public Prosecutor contended that if the petitioner is released on bail

they would commit similar types of offences again and hence he objected to grant bail to the petitioners.

Heard both. Records perused. On perusal of the record shows that the petitioners were found in possession of 950 grams of banned tobacco products and have been in judicial custody for the past 17 days.

The learned Public Prosecutor strongly opposed the bail application. He argued that the petitioners and his associates purchased these banned tobacco products from Bangalore to sell to innocent people in Thiruthangal, leading to their arrest and subsequent remand by the respondent police and A2 and A3 have two previous cases each and A4 has 5 previous cases and that if the petitioners are released on bail they would commit similar types of offences again.

The learned counsel for the petitioner submitted that the petitioner is innocent and has committed no offence. He emphasized that the alleged possession involves only a small quantity of tobacco products and that the petitioner has already been in custody for 17 days.

Considering the records reveal that the petitioners have been purchasing banned tobacco products from Bangalore, illicitly transporting them to Thiruthangal, and selling them to innocent people. Furthermore, the petitioners have a history of criminal antecedents: Accused No. 2 (A2) has 2 previous cases, Accused No. 3 (A3) has 2 previous cases, and Accused No. 4 (A4) has 5 previous cases. Given their bad antecedents, there is a strong likelihood that they would commit similar offences if released on bail. Consequently, the bail application stands dismissed.

In the result, the petition is dismissed.

Pronounced by me in the Open Court on this the 15th day of June 2026.

Principal District and Sessions Judge,
Virudhunagar District at
Srivilliputtur.

To

The Inspector of Police, Thiruthangal P.S.