

In The Court of Principal District and Sessions Judge, Kallakurichi.

Present: Tmt. G.Santhi, B.A, M.L.,
Principal District and Sessions Judge,
Kallakurichi.

Thursday, the 13th day of August 2026

CrI. M.P. No.1533/2026
(CNR No.TNKA 01002632-2026)

Ayyappan, age 43, S/o.Natesan

..... Petitioner/Accused

/Vs/

State, Represented by
S.H.O. Chinnasalem P.S.,
Cr. No.262/2026

..... Respondent/Complainant

This petition is coming on this day for hearing before me in the presence of Thiru.I.Aravinth, Advocate for the petitioner and of Thiru.R.Rajprasanna, Public Prosecutor for the State and after hearing the arguments of either side and on perusal of available records, this court passed the following....

ORDER

Petition filed U/s.483 of B.N.S.S by the Petitioner/Accused, seeking to enlarge him on bail for the alleged offences punishable U/s.123 of BNS, r/w. Sec 24(1) of COTPA Act in Cr.No.262/2026 of the respondent police. The petitioner/accused was remanded on 27.07.2026.

The Learned counsel for the Petitioner/Accused would state that the petitioner/Accused is an innocent person and not in any way connected with the above alleged offence, that the investigation is almost over, that the petitioner is having a permanent abode, that the question of absconding or tampering the witness will not arise, that he will abide any conditions, if imposed by this court in the bail order, that he was remanded to judicial custody on 27.07.2026 and was in custody for 17 days, that section.123 of BNS is not applicable to the case on hand, no ingredient for the said offence is made out and prays for bail.

The Learned Public Prosecutor has filed the written objection stating that the offense involves a massive commercial quantity of banned, unwholesome substances detrimental to public health. It was further contends that the investigation is in its

nascent stage, the source of the contraband is yet to be fully unearthed and releasing the accused at this stage would hamper the collection of vital evidence. Prays for dismissal of the petition.

Heard Both sides. Records perused. The case was registered against the petitioner/accused for the offence punishable U/s.123 of BNS, r/w. Sec 24(1) of COTPA Act 2003. From the FIR it is seen that the petitioner was in possession of banned tobacco products namely possession of banned tobacco products namely HANS @ Gutka-15packets 30pouches 9.00Kilograms and was selling the same at Chinnasalem Bus Stand and the same was seized from the petitioner. The records shows an exceptionally large scale commercial seizure totally **9.00kilograms** of unauthorized tobacco items, indicating an organized networks operation rather than a minor isolated event. Further investigation is pending. Considering the nature of allegations, gravity of offence and the fact that the petitioner was allegedly involved in dealing with prohibited tobacco products and since, there is a strong reasonable apprehension that if the petitioner is enlarged on bail at this stage, they may hamper the prosecution witnesses, so this court is not inclined to grant bail to the petitioner/Accused. **Hence this petition is dismissed.**

Pronounced by me in open Court on this the 13th day of August 2026.

s/d.. G.Santhi
Principal Sessions Judge,
Kallakurichi.

Copy to

The Public Prosecutor, Kallakurichi.
Thiru.I.Aravinth, Advocate for the petitioner.