



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 17.03.2022

CORAM:

THE HON'BLE Dr. JUSTICE G.JAYACHANDRAN

Cr1.O.P.No.5932 of 2022

Prakash Kumar Senapathy

... Petitioner

Vs.

State rep. by  
The Inspector of Police,  
E-9 Thazhambur Police Station,  
Chengalpattu District.  
(Crime No.17 of 2022)

... Respondent

PRAYER: Criminal Original Petition has been filed under Section 439 of Cr.P.C praying to enlarge the petitioner on bail pending investigation in Crime No.17 of 2022 on the file of Inspector of Police, E-9, Thazhambur Police Station, Chengalpattu District.

For Petitioner : Mr.T.S.Sasi Kumar

For Respondent : M/s.G.V.Kasthuri  
Additional Public Prosecutor

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ORDER

The petitioner, who was arrested on 21.01.2022 for the offences punishable under Sections 8(c) read with 20(b)(ii)(B) of NDPS Act 1985 in Crime No.17 of 2022, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner herein was arrested on 21.01.2022 for illegal possession of 1.250 gms of Ganja.

3. Learned Additional Public Prosecutor appearing for the respondent states that except the lab report, the other part of the investigation is completed and there is no previous case against this petitioner.



4. Considering the above submissions made by the learned Additional Public Prosecutor, this Court grants bail to the petitioner herein and he is ordered to be released on bail subject to the following conditions;

WEB COPY

(a) The petitioner shall execute a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only) with two sureties, each for a like sum to the satisfaction of the learned Judicial Magistrate -I, Chengalpet.

(b) the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the learned Magistrate may obtain a copy of their Aadhar Card or Bank Pass Book to ensure their identity;

(c) the petitioner is directed to report before the Investigating Officer daily at 10.30 a.m. until further orders.

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) on breach of any of the aforesaid conditions, the learned Judicial Magistrate/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 Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

-sd/-  
17/03/2022

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)  
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,  
NO.I, CHENGALPET



2 THE CHIEF JUDICIAL MAGISTRATE  
CHENGALPET [FOR INFORMATION]

3 THE INSPECTOR OF POLICE  
E-9, THAZHAMBUR POLICE STATION,  
CHENGALPATTU DISTRICT.

4 THE SUPERINTENDENT,  
CENTRAL PRISON, PUZHAL, CHENNAI.

5 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

+1 CC to T.S.SASI KUMAR Advocate on payment of necessary charges  
SR.NO.4127

CRL OP.5932/2022

Date :17/03/2022

JPA 21/03/2022