



Crl.O.P.No.22922 of 2023

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C.V.KARTHIKEYAN, J.

The petitioner/A2 who apprehends arrest at the hands of the respondent police for the offences punishable under Section 20(b)(ii)(A) r/w 8(c) of NDPS Act Crime No.390 of 2023, seeks anticipatory bail.

2.It is stated that A1 and petitioner herein were found in possession of 500 grams of Ganja and the contraband was seized by the respondent, but however the accused persons had escaped. It is also stated that there are 7 previous cases pending as against the petitioner, out which two cases are similar in nature of this case. The respondent has also filed a counter affidavit to that effect.

3.Taking into consideration the quantity of Ganja seized and the fact that the petitioner is a lady, this Court is inclined to grant anticipatory bail to the petitioner herein with certain conditions.

4. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned X Metropolitan Magistrate, Egmore, Chennai, on condition that the



Crl.O.P.No.22922 of 2023

petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned 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



Crl.O.P.No.22922 of 2023

WEB COPY

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.

02.11.2023

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Crl.O.P.No.22922 of 2023

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Crl.O.P.No.22922 of 2023

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