



Crl.OP.No.24500 of 2023

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 20.10.2023

CORAM

THE HON'BLE MR. JUSTICE C.V.KARTHIKEYAN

Crl.O.P.No.24500 of 2023

Dinesh @ Mandai Dinesh

...Petitioner

Vs.

The State represented by
The Inspector of Police,
K-10, Koyambedu Police Station,
Chennai.
(Crime No.459 of 2023)

...Respondent

PRAYER: Criminal Original Petition is filed under Section 439 of Cr.P.C. praying to enlarge the Petitioner on bail in connection with the case in Crime No.459 of 2023 pending investigation on the file of the Respondent police.

For Petitioner : Mr.D.Jaisankar

For Respondent : Mr.R.Kishore Kumar
Government Advocate (Crl. Side)



Crl.OP.No.24500 of 2023

WEB COPY

ORDER

The petitioner, who was arrested and remanded to judicial custody on 05.09.2023 for the offences punishable under Sections 8(c) r/w 20(b)(ii)(B) of NDPS Act, in Crime No.459 of 2023 on the file of the respondent police, seeks bail.

2.It is stated that the petitioner was found in possession of 2 Kgs of ganja, which is an intermediate quantity.

3.It is stated that there are previous cases pending against the petitioner, which are not same in nature.

4.In view of the period of incarceration undergone by the petitioner and taking into consideration the facts and circumstances, I am inclined to grant bail to the petitioner with certain conditions:

5.Accordingly, the petitioner is ordered to be released on bail on condition to 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 learned Principal Special Court under NDPS Act, Chennai, and on further conditions that:

[a] the sureties shall affix their photographs and
Left Thumb Impression in the surety bond and the



Crl.OP.No.24500 of 2023

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 on everyday at 10.30 a.m., until further orders;

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

[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 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.

20.10.2023

ata



WEB COPY



Crl.OP.No.24500 of 2023

C.V.KARTHIKEYAN.J

ata

To

- 1.The Principal Special Court under NDPS Act, Chennai.
- 2.The Central Prison, Puzhal.
- 3.The Inspector of Police,
K-10, Koyambedu Police Station,
Chennai.
- 4.The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.24500 of 2023

20.10.2023