



WEB COPY



Crl.O.P.No. 99 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 05.01.2024

CORAM

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

Crl.O.P.No.99 of 2024

Aravindan

... Petitioner/Accused

Vs.

State rep. by
The Inspector of Police,
D1, Triplicane Police Station
Chennai.
(Cr.No. 528 of 2023)

... Respondent/Complainant

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleaded to enlarge the petitioner on bail in Crime No.528 of 2023 pending on
the file of the respondent Police.

For Petitioner : Mr. S.Rajkumar

For Respondent : Mr. L.Baskaran
Government Advocate (Crl.Side)



WEB COPY



Crl.O.P.No. 99 of 2024

ORDER

The petitioner, who was arrested and remanded to judicial custody on 22.11.2023, registered by the respondent Police for the offences under Section 8(c), read with 20(b), (ii), (B), of NDPS Act, in Crime No.528 of 2023, with possession of 1.300 kgs of Ganja and also cash of Rs.1,500/-, seeks bail.

2. The petitioner is A-1. It is stated that the third accused is still absconding but the quantity of contraband seized is intermediate quantity.

3. However, taking into consideration the period of incarceration and the quantity of contraband seized, which is intermediate quantity and all other factors into consideration, this Court is inclined to grant bail to the petitioner with certain conditions.

4. 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 Metropolitan Magistrate II, Egmore, Chennai, and on further conditions that:



Crl.O.P.No. 99 of 2024

[a] 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, 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].



WEB COPY



Crl.O.P.No. 99 of 2024

C.V.KARTHIKEYAN, J.

vsg

[f] If the accused thereafter absconds, a fresh FIR
can be registered under Section 229A IPC.

05.01.2024

vsg

To

1. Metropolitan Magistrate II, Egmore, Chennai.
2. TheThe Inspector of Police,
D1, Triplicane Police Station
Chennai.
3. The Central Prison -II, Puzhal, Chennai.
4. The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.99 of 2024