



Crl.O.P.No.3804 of 2024

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.02.2024

CORAM

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

Crl.O.P.No.3804 of 2024

Vignesh @ Vigneshwaran

...Petitioner/Accused

Vs.

State represented by
The Station House Officer,
Sedharapet Police Station.
Crime No.02 of 2024

...Respondent/Complainant

PRAYER:

Criminal Original Petition is filed under Section 439 of Cr.P.C.
praying to enlarge the petitioner on bail in Crime No.2 of 2024 on the file
of the respondent police.

For Petitioner : Mr.G.Ezhilbalaji

For Respondent : Mr.K.S.Mohandoss
Public Prosecutor, Puducherry.
Asst. by Ms.N.Danalatchumy



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 04.01.2024 for the offences punishable under Section 20(b)(ii)(A) r/w Section 8(c) of NDPS Act, 1985 and Section 77 of Juvenile Justice (Care and Protection Children) Act, 2015 in Crime No.2 of 2024, seeks bail.

2.It is stated that the petitioner was found in possession of 100 grams of Ganja. The quantity seized is intermittent in nature.

3.Taking all the factors into consideration including the period of incarceration suffered by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following 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 Judicial Magistrate No.IV, Puducherry, and on further conditions that:



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[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 appear 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].

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

21.02.2024

smv

C.V.KARTHIKEYAN. J.

smv

To



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1. The Judicial Magistrate No.IV, Puducherry.
2. The Kalapet Prison, Puducherry.
3. The Station House Officer,
Sedharapet Police Station,
Puducherry.
4. The Public Prosecutor,
High Court of Madras.

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