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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.07.2024

CORAM

**THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI**

Crl.O.P.No.14569 of 2024

Boddula Venkatesh

... Petitioner

Vs.

State Rep by.  
The Inspector of Police  
Vellore North Police Station,  
Vellore District.  
Crime No. 228 of 2024

... Respondent

**PRAYER:** Criminal Original Petition filed under Section 439 of Cr.P.C.,  
pleased to order enlarge the petitioner on bail in crime No. 228 of 2024 on  
the file of the respondent.

For Petitioner : Mr.C.Deepakkumar  
For Respondent : Mr.V.Meganathan, B.A., B.L.,  
Government Advocate (Crl. side)



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## **ORDER**

The petitioner, who was arrested and remanded to judicial custody on **30.04.2024** for the alleged offences punishable under Sections **8 (c ) r/w 20 (b)(ii)(B) of NDPS Act, in crime No. 228 of 2024** on the file of the respondent, seeks bail.

2. The case of the prosecution is that the respondent police found the petitioner with illegal possession of 3 kgs of Ganja. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner submits that the petitioner has been falsely implicated in this case and also the contraband seized from the petitioner is intermediate quantity. Hence, he prays to allow this petition.

4. On the other side, the learned Government Advocate (Crl. side) submits that 3 kgs of Ganja has been seized from the petitioner.

5. Considering the facts of the case, contraband seized from the petitioner is intermediate quantity and the investigation is almost completed. Hence, this Court is inclined to grant bail to the petitioner.

5. Accordingly, the petitioner is ordered to be released on bail on



his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with **two sureties ( one must be a blood surety)**, each for a like sum to the satisfaction of the **learned Judicial Magistrate Court No. 2, Salem,** and on further conditions that:

[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 on alternative days at 10.00 a.m., for a period of three months. Further, the petitioner shall deposit a sum of Rs.15,000/- to the credit of registered Advocate Clerk Welfare Association, Vellore District.**

[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 abscond, a fresh FIR can be registered under Section 229A IPC.

**01.07.2024**

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**T.V.THAMILSELVI,J.**

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To

1. The **Judicial Magistrate Court No. 2, Salem**

2. The Inspector of Police  
Vellore North Police Station,  
Vellore District.

3. The Central Prison, Salem.

4. The Public Prosecutor,  
High Court of Madras.

**Crl.O.P.No.14569 of 2024**

**01.07.2024**