



Crl.O.P.No.30677 of 2024

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A.D.JAGADISH CHANDIRA, J.

Apprehending arrest in connection with Crime No.869 of 2024, registered for the offences punishable under Sections 8(c) & 20(b)(ii)(B) of the NDPS Act and Section 132 of the BNS, the present petition has been filed seeking anticipatory bail.

2.The case of the prosecution is that on 21.11.2024, at about 18.00 hrs., the respondent seized 2.15 Kg. of ganja from A1. Hence the case.

3.Pleading innocence on the part of the petitioner, false implication in the case, learned counsel for the petitioner seeks indulgence of this court. He would further submit that based on the confession of A1, the petitioner herein has been roped in this case. A1 and the petitioner herein are facing trial before the learned XXI Additional City Civil Court in S.C.No.186 of 2021. He would further submit that he is ready to furnish solvent sureties and he is ready to abide by any stringent condition that may may be imposed by this Court.

4.The case of the prosecution as putforth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for



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grant of anticipatory bail, is that on 21.11.2024, at about 18.00 hrs., the respondent seized 2.15 Kgs. of ganja from A1. During the confession, A1 stated that A2/petitioner herein purchased ganja and gave it to the other accused to sell the same to the public. He would further submit that there are 7 previous cases pending as against the petitioner and no case is pending under the NDPS Act.

5.Having heard the learned counsel for the petitioner and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions and 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 of receipt of a copy of this order, before the learned **V Metropolitan Magistrate, Egmore, Chennai**, on condition that the petitioner shall execute a bond for a sum of **Rs.15,000/- (Rupees Fifteen 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



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photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of his Aadhar Card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the learned X Metropolitan Magistrate, Egmore, Chennai on all working days at 10.30 a.m., until further orders;

[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 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 269 of BNS.

10.12.2024

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