



WEB COPY



Crl.O.P.No.30694 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.12.2024

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.30694 of 2024

1.Midhun

2. Deepak

... Petitioners

Vs.

The State represented by,
The Inspector of Police,
B1 North Beach Police Station,
Chennai.
(Crime No.355 of 2024).

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioners on bail, in connection with Crime No.355 of 2024, pending investigation on the file of the respondent Police.

For Petitioners : Mr.S.Raj

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

Petition seeking bail in respect of Crime No.355 of 2024 registered for the offences punishable under Sections 8(c), 22(b), 29(1) of NDPS is on board



CrI.O.P.No.30694 of 2024

for consideration.

2. The incarceration of the petitioners being from 16.11.2024 pleading innocence on the part of the petitioners and false implication in the case, learned counsel for the petitioners seeks indulgence of this Court. He also submits that the petitioners are ready to abide by any stringent condition that may be imposed by this court.

3. The case of the prosecution as put forth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that the petitioner along with other accused was found in possession of 5 grams of Methamphetamine.

4. Having heard the learned counsel for the petitioners and the learned Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record, and taking note of the nature of allegation, this court is inclined to grant bail to the petitioners with certain conditions and accordingly, the petitioners are ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties (out of which, one shall be a Father or Mother of the petitioner)**, each for a like sum



CrI.O.P.No.30694 of 2024

to the satisfaction of the learned **Metropolitan Magistrate No.VII, MM, George Town, Chennai**, 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 petitioners shall report before the daily at 06.30.p.m., for a period of two weeks and thereafter on every Saturday at 10.30.a.m., until further orders.

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 B.N.S.

10.12.2024



WEB COPY

Sma



CrI.O.P.No.30694 of 2024



CrI.O.P.No.30694 of 2024

WEB COPY

To

1. Metropolitan Magistrate No.VII, MM, George Town, Chennai
- 2.The Inspector of Police,
B1 North Beach Police Station,
Chennai.
3. The Superintendent,
Central Prison, Puzhal No.II, Chennai.
4. The Public Prosecutor,
High Court of Madras.



WEB COPY



Crl.O.P.No.30694 of 2024

A.D.JAGADISH CHANDIRA.,J.

Sma

Crl.O.P.No.30694 of 2024

10.12.2024