



CRL OP(MD). No.15095 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15095 of 2024

Jeyavenkatesh

... Petitioner/ Accused No.3

Vs

**The Inspector of Police,
Thachanallur Police Station,
Tirunelveli District.
Cr.No.154 of 2024.**

... Respondent/Complainant

For Petitioner : Mr.P.Palani ,Advocate.

**For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor**

PETITION FOR BAIL UNDER SECTION 483 OF BNSS

PRAYER :-

For bail in Crime No.154 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

**The petitioner/ Accused, who was arrested and remanded to judicial custody on
26.07.2024 for the offences punishable under Sections 8(c) r/w. 20(b)(ii)(B) of NDPS**

Act, in crime No.154 of 2024, on the file of the respondent police, seeks bail.

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.15095 of 2024

2.The case of the prosecution is that the petitioner and other accused persons were in illegal possession of 1.100 kgs of ganja. Hence, the complaint.

3.Heard the learned counsel on either side and perused the material records of the case.

4.Even though considering the fact that 1.100 kgs of ganja was recovered from A1 and A2, and A3 aided the A1 and A3, this Court has dismissed the earlier bail application on 05.08.2024, it can be seen that subsequently on 29.08.2024, the trial Court has enlarged the A1 and A2 on bail. Considering the fact that the petitioner is in judicial custody from 26.07.2024, I am inclined to enlarge the petitioner on bail with certain conditions.

5.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing 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 Principal District & Sessions Judge & Presiding Officer, Special Court for EC Act & NDPS Act Cases, Madurai.

[a] the petitioner and 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 daily at 10.30 a.m, for



CRL OP(MD). No.15095 of 2024

a period of three weeks and thereafter, as and when required for interrogation;

[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 229A IPC.

sd/-
09/09/2024

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09 / 09 / 2024

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

JBR

TO

1 THE PRINCIPAL DISTRICT & SESSIONS JUDGE & PRESIDING OFFICER,
SPECIAL COURT FOR EC ACT & NDPS ACT CASES, MADURAI.

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CRL OP(MD). No.15095 of 2024

2 THE INSPECTOR OF POLICE,
THACHANALLUR POLICE STATION,
TIRUNELVELI DISTRICT.

3 THE SUPERINTENDENT
CENTRAL PRISON, PALAYAMKOTTAI,
THIRUNELVELI DISTRICT.

4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.P.PALANI, Advocate (SR-11014[I] dated 09/09/2024)

ORDER
IN
CRL OP(MD) No.15095 of 2024
Date :09/09/2024

PSP/ /SAR /09.09.2024/ 4P/ 6C

Madurai Bench of Madras High Court is issuing certified
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