



CRL OP(MD). No.15330 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 11/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.15330 of 2024

Rajeshwaran @ Rajesh,

... Petitioner/ Accused 2

Vs

The Inspector of Police,
Varasanadu Police Station,
Theni District
(Crime No. 113 of 2024).

... Respondent/ Complainant

For Petitioner : M/s.Suyambulinga Bharathi.K,
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No. 113 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 08.08.2024 for the offences punishable under Sections 8(c),20(b)(ii)(A), 29(1) of

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



CRL OP(MD). No.15330 of 2024

NDPS Act and 77 of Juvenile Justice (Care and Protection of Children) Act, 2015 in
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crime No. 113 of 2024 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner herein was found in possession of 60gms of Ganja. Hence, the case.

3. Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondent and perused the materials available on record.

4. Considering the nature of allegations that the petitioner and the other accused were totally found in possession of 260 grams of ganja and the other accused was apprehended with the contraband, however, the petitioner ran away upon seeing the police party and considering the fact that the petitioner is in Jail from 08.08.2024 and that there are no other bad antecedents against the petitioner, I am inclined to enlarge the petitioner on bail

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 Judicial Magistrate, Aundipatti.

(i)the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar



CRL OP(MD). No.15330 of 2024

card or Bank Pass Book to ensure their identity;

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(ii) the petitioner shall appear before the respondent Police daily at 10.30 a.m for a period of three weeks and thereafter, as and when required for interrogation;

(iii) the petitioner shall not tamper with evidence or witness;

iv) the petitioner shall not abscond during trial.

v) 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].

(vi) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
11/09/2024

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11/09/2024
Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

TRP
TO
1 THE JUDICIAL MAGISTRATE,
AUNDIPATTI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THENI DISTRICT.

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



CRL OP(MD). No.15330 of 2024

3 THE OFFICER INCHARGE,
DISTRICT PRISON, THENI, THENI DISTRICT.

4 THE INSPECTOR OF POLICE,
VARASANADU POLICE STATION,
THENI DISTRICT

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

+1 cc to Mr.K.SUYAMBULINGA BHARATHY, Advocate, SR.No.11273 (I)
DT.13/09/2024

ORDER IN
CRL OP(MD) No.15330 of 2024
Date :11/09/2024

SA/SAR. /11.09.2024/4P/7C

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