



CRL OP NO. 143



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-01-2025

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THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

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CRL OP NO. 1435 of 2025

T.Vikram

S/o.Thambidurai, No.1/136, Sathiyavani Muthu Street,
Palavayal, Redhills, Chennai-600 052.

Petitioner(s)

Vs

The State Of Tamilnadu, Rep By
The Inspector Of Police, M-4, Redhills Police Station,
Chennai-600 052.

Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleaded to enlarge the petitioner on bail, pending investigation of the case in the Crime No.1142 of 2024 on the file of the respondent Police.

For Petitioner(s):

Charles Kamalesh M. Appaji

For Respondent(s):

Leonard Arul Joseph Selvam
Government Advocate (Criminal Side)
Madras High Court.

ORDER

Petition seeking bail in respect of **Crime No.1142 of 2024** registered for the offences punishable under Sections 8(c), 20(b) (ii) (B) 29(1) of the NDPS Act, 1985, is on board for consideration.

2.The incarceration of the petitioner being from **06.12.2024** pleading innocence on the part of the petitioner and false implication in the case, the learned counsel for the



petitioner seeks indulgence of this Court. He also submits that the petitioner is not prejudiced to the defence and contention, is ready and willing to deposit a sum of **Rs.10000/-** to any welfare scheme of the Government or any other organization. He further submits that the petitioner is 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, on 06.12.2024 at 12.40 p.m., on secret information, the respondent police made a search at Alinjivakkam Cemetery, at that time, the petitioner and the 1st accused moving in a suspicious manner. On seeing the respondent police, they tried to run away from the place and the respondent caught hold the petitioner and the 1st accused and the 1st accused found in possession of 1 Kg 150 gms of Ganja in a Black plastic bag. He would further submit that the petitioner has one previous cases under Section 302 of IPC.

4.Considering the voluntary submission made by the learned counsel for the petitioner, the petitioner is directed to deposit a sum of **Rs.10,000/- (Rupees Ten Thousand only)** to the credit of the "**District Legal Services Authority, Chennai**" without prejudice to the right of defence before the Trial Court and making it clear that it would not amount to admission of guilt.

5.Further, 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 bail to the petitioner with



certain conditions and accordingly, the petitioner is ordered to be released on 1
executing 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 learned **Judicial Magistrate II,**
Ponneri, 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, everyday at 06.30 p.m., until further orders;

[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 absconds, a fresh FIR can be registered under Section 269 of B.N.S.

22.01.2025

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To

1. The learned Judicial Magistrate II, Ponneri.

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

2. The Inspector of Police,
M-4, Redhills Police Station, Chennai-600 052.



3. The Superintendent,
Central Prison, Puzhal.

4. The Public Prosecutor, High Court of Madras.



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A.D.JAGADISH CHANDIRA.,J.

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