



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 22-01-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA



WEB COPY

CRL OP NO. 1439 of 2025

Utharamoorthy @ Nandha
S/o.Jayakumar, No.1, 1st Street, Tkp Nagar,
Thiruvottiyur, Chennai-600 019.

Petitioner(s)

Vs

The State Rep By
The Inspector Of Police, V-4, Rajamangalam Police
Station, Cr.No.612/2024.

Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioner on bail in
Crime No.612 of 2024 dated 28.11.2024 pending on the file of the respondent
Police.

For Petitioner(s):

R.Iyyappan

For Respondent(s):

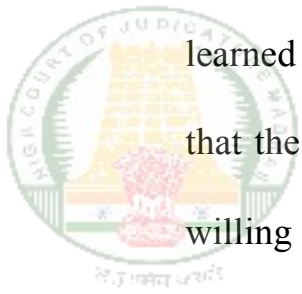
Leonard Arul Joseph Selvam
Government Advocate (Criminal Side)
Madras High Court.

ORDER

Petition seeking bail in respect of **Crime No.612 of 2024** registered for the
offences punishable under Sections 8(C), 22(b), 29(1) and 25 of Narcotic Drugs
& Psychotropic Substance Act, 1985, is on board for consideration.

<https://www.mhc.tn.gov.in/judis> 2.The incarceration of the petitioner being from **28.11.2024** 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 states that the petitioner, without prejudice to the defence and contention, is ready and willing to deposit a sum of **Rs.5,000/-** to any welfare scheme of the Government or any other organization. He further submits that the co-accused have been arrested and released on bail by this Court in CrI.O.P.Nos.31989 of 2024 and 65, 818 and 495 of 2025. He would further submit 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 putforth 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 were found to be in possession of 5.22 grams of Methamphetamine Tablets (12 Nos.). He would further submit that the said 5.22 grams of Methamphetamine Tables has been recovered from other accused and no recovery has been made from this petitioner.

4.Considering the voluntary submission made by the learned counsel for the petitioner, the petitioner is directed to deposit a sum of **Rs.5,000/- (Rupees Five 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

released on bail on his 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 **XIII Metropolitan Magistrate at Egmore.** 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.

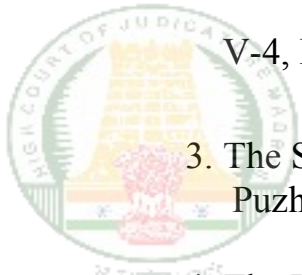
22.01.2025

ah

To

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

1. The learned XIII Metropolitan Magistrate at Egmore.
2. The Inspector of Police,



V-4, Rajamangalam Police Station.



3. The Superintendent,
Puzhal Prison II.

4. The Public Prosecutor, High Court of Madras.

WEB COPY



WEB COPY



A.D.JAGADISH CHANDIRA.,J.

ah

Crl.O.P.No.1439 of 2025

22.01.2025