



CRL OP NO. 1514 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-01-2025

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP NO. 1514 of 2025

DEEPAK

Petitioner(s)

Vs

State By,

The Inspector Of Police
P-6, Kodungaiyur Police Station, Chennai.

Crime No.358 of 2024

Respondent(s)

For Petitioner(s):

Mr.R.Ravichandran

For Respondent(s):

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

ORDER

Petition seeking bail in respect of Crime No.358 of 2024 registered for the offence punishable under Section 8(c), 22(b) of NDPS Act, is on board for consideration.

2. The incarceration of the petitioner/ A3 being from 26.12.2024 pleading innocence on the part of the petitioner and false implication in the case, learned counsel for the petitioner seeks indulgence of this Court. He also submits that the prime accused was arrested on 17.05.2024

and only based on confession, the petitioner has been implicated in this case, the petitioner is



no way connected with the alleged offence, is ready to abide by any stringent conditions that may be imposed by this Court. He further submits that the petitioner, without prejudice to the defence and contention, is ready and willing to deposit a sum of Rs.15,000/- to any welfare scheme of the Government or any other organization.

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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 respondent had arrested the petitioner along with other accused while they were illegally selling mehtamphetamine and the respondent Police found 2.50 grams of mehtamphetamine. He further submits that the petitioner has two previous case.

4. Heard the learned counsel appearing for the petitioner, the learned Government Advocate (Crl.Side) for the respondent Police and perused the materials available on record.

5. Taking note of the facts and circumstances of the case, the submissions made by the learned counsel on either side and taking into consideration the voluntary submission made by the petitioner offering to deposit a considerable amount to any charitable organization or association, this Court is of the opinion that as one of the conditions for grant



of anticipatory bail, the petitioner may be directed to deposit a sum of Rs.15,000/- (Rupees Fifteen Thousand only) to the credit of "**Seva Chakkara Samajam Orphanage**" , without prejudice to his rights and contentions before the trial Court.

6. It is made clear that merely because the petitioner is depositing the amount, it would not amount to the petitioner admitting his guilt in the criminal case and such amount is being paid without prejudice to the right of the petitioner.

7. Accordingly, the petitioner shall make a non refundable deposit of **Rs.15,000/- (Rupees Fifteen Thousand only)** by way of Demand Draft/RTGS/NEFT to the credit of the **Seva Chakkara Samajam Orphanage, A/c.No. 0943101024681, IFSC Code No. CNRB0000943, Canara Bank, Vepery Branch** and the petitioner is 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**, each for a like sum to the satisfaction of the **learned X M.M.Egmore, 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 petitioner shall report before the respondent Police, everyday at 10.30 a.m., until further orders;

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[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.

23-01-2025

msv

To

1. X M.M.Egmore, Chennai

2. The Puzhal Jail, Chennai.

3. The Inspector Of Police

P-6, Kodungaiyur Police Station, Chennai.



4. The Public Prosecutor, High Court of Madras.



A.D.JAGADISH CHANDIRA,J.

msv

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