



Crl. O.P. No.7180 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.7180 of 2025

N.S.Surendran

... Petitioner/Accused-4

Vs.

The State represented by-

The Inspector of Police,
Rathinapuri Police Station,
Coimbatore City, Coimbatore District.
(Crime No.59 of 2025).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, pleased to enlarge the petitioner on bail, in connection with the Crime No.59 of 2025 pending investigation on the file of the respondent Police.

For Petitioner : Mr.A.Balaji

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



Crl. O.P. No.7180 of 2025

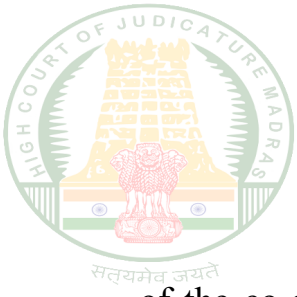
ORDER

WEB COPY

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 21.02.2025, seeking bail in Crime No.59 of 2025 registered for the offence under Sections 8(c), 20(b)(ii)(A), 22(b) & 25 of NDPS Act and Section 123 of BNS, 2023 and 25(1A) of Arms Act, 1959.

2. The case of the prosecution is that based on a secret information, the respondent and their officials went to the scene of occurrence, the 1st accused has found in illegal possession of 50 grams of Ganja, PYEEVON SPAS PLUS Tablets 25 X 8, (200 tablets), Aruval 2 Nos and on the confession, it is revealed that the first accused along with other accused purchased the said drugs from the petitioner.

3. Learned counsel appearing for the petitioner submitted that the allegations against the petitioner are false; that the petitioner was running a Medical Shop in Madurai; that no recovery of contraband was made from the petitioner and he sought to be implicated as an accused based on the confession



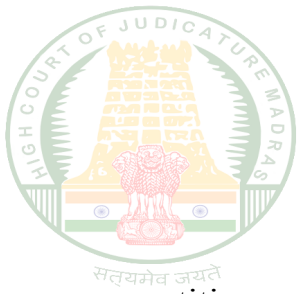
Crl. O.P. No.7180 of 2025

of the co-accused; and that in any case, further custody of the petitioner is not required for the purpose of investigation and hence prayed for grant of bail.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and submitted that the petitioner is sought to be implicated as an accused based on the confession statement of co-accused; that the contraband was seized and the petitioner has no bad antecedents.

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

6. Considering the nature of allegations, period of incarceration, the fact that no recovery was made from this petitioner and contraband was seized from co-accused and based on their confession, the petitioner is sought to be implicated as an accused; that the contraband seized is only a small quantity, the petitioner has no bad antecedents and since further custody of the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the



Crl. O.P. No.7180 of 2025

petitioners with certain conditions.

WEB COPY

7. Accordingly, 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 **Judicial Magistrate No.II, Coimbatore.**

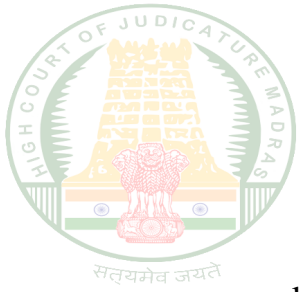
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent Police, daily at 10.30 a.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



Crl. O.P. No.7180 of 2025

WEB COPY

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 B.N.S.

19.03.2025

rkp

To

1. The Judicial Magistrate No.II, Coimbatore.
2. The Inspector of Police,
Rathinapuri Police Station,
Coimbatore District.
3. The Superintendent, Central Prison, Coimbatore.
4. The Public Prosecutor, High Court of Madras.



WEB COPY



Crl. O.P. No.7180 of 2025

SUNDER MOHAN., J.

rkp

Crl.O.P.No.7180 of 2025

19.03.2025