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Crl.O.P.No.7969 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.7969 of 2025

Ramesh

... Petitioner/ Accused No.6

Vs.

State of Tamilnadu,
Represented by the Inspector of Police,
Tiruppur North Police Station,
Tiruppur City, Tiruppur District.
(Crime No.216 of 2025).

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioner on bail, in connection with Crime No.216 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : M/s. C.S. Saravanan

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



CrI.O.P.No.7969 of 2025

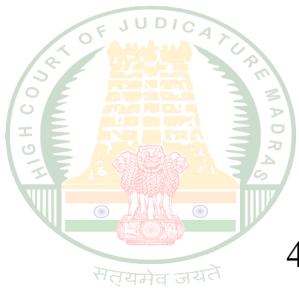
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ORDER

Petition seeking bail in respect of Crime No.216 of 2025 registered for the alleged offences punishable under Section 8(c) r/w 22(b), 27(a) and 29(1) of NDPS Act, 1985, is on board for consideration.

2. The case of the prosecution is that, based on a secret information, the respondent police went to the spot and found that the accused persons/A1 to A5 were involved in illegal possession of 9 grams of methamphetamine; and that on investigation, A1 confessed that the petitioner was also involved in this case.

3. The learned counsel appearing for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case, based on the confession of the co-accused and he has not committed any offence as alleged by the prosecution; that the petitioner has been arrested and remanded to judicial custody on 14.02.2025; and that the petitioner is ready to abide by any stringent condition that may be imposed by this Court and to appear and co-operate for the investigation, and prayed for grant of bail to the petitioner.



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4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and on instruction submitted that the petitioner is arrayed as A6 in this case; that the total quantity of narcotic substance involved in this case is 9 grams of methamphetamine, out of which 4 grams was seized from the petitioner; that the petitioner and other accused persons were involved in illegal purchase and selling of narcotic substance through 'Garindr' application; that the petitioner has no bad antecedents and that the investigation is pending.

5. Taking into consideration the facts and circumstances of the case, considering the nature of allegation against the petitioner, the submissions made by the learned counsels on either side, the fact that the petitioner has no bad antecedents and implicated only on the confession of the co-accused, the contraband was seized, the period of incarceration undergone by the petitioner and since further custody of the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.

6. 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 Court of the Additional District Judge/ Presiding Officer, Special Court for Essential Commodities Act Cases, Coimbatore** and on further conditions that:

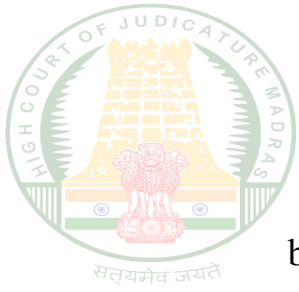
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent Police everyday at 10:30 a.m., until further orders;

[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



CrI.O.P.No.7969 of 2025

WEB COPY

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.

18.03.2025

stn

To

1. The Additional District Judge/ Presiding Officer,
Special Court for Essential Commodities Act Cases,
Coimbatore.
2. The Inspector of Police,
Tiruppur North Police Station,
Tiruppur City, Tiruppur District.
(Crime No.216 of 2025).
3. The Superintendent,
Central Prison, Coimbatore.
4. The Public Prosecutor,
High Court of Madras.



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Crl.O.P.No.7969 of 2025

SUNDER MOHAN, J.

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Crl.O.P.No.7969 of 2025

18.03.2025