



Crl.OP.No.8700 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 24.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.8700 of 2025

Naresh

.. Petitioner

Vs.

The State rep by
The Inspector of Police,
E5, Sholavaram Police Station,
Thiruvallur District.

(Crime No.105 of 2025)

.. Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS,
pleaded to enlarge the petitioner on bail, in connection with the Crime
No.105 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : M/s.P.Chandrasekar

For Respondent : Ms.J.R.Archana
Government Advocate(Crl.Side)

ORDER

This Criminal Original Petition has been filed by the petitioner, who
was arrested and remanded to judicial custody on 13.02.2025, seeking bail
in Crime No.105 of 2025 registered for the offence under Sections 8(c) r/w
20(b)(ii)(B), 29(1) of NDPS Act.



2. The case of the prosecution is that the petitioner along with other accused was found in illegal possession of 3.00 kilograms of Ganja.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case; that the petitioner is in custody from 13.02.2025 and hence, further custody is not required and sought for anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, reiterated the prosecution case and on instructions submitted that there are one previous case pending against the petitioner and he is no bail in that case.

5. Considering the nature of allegations, the fact that the contraband seized is of intermediate quantity, the fact that the petitioner is on bail in the other case 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.



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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 **Judicial Magistrate No.II, Ponneri**, and on further conditions that:

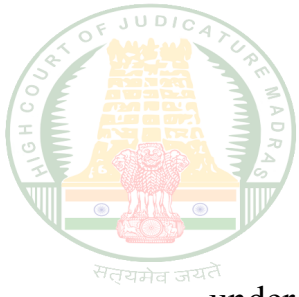
[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the respondent Police, everyday at 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 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]***;



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[f] If the accused thereafter absconds, a fresh FIR can be registered
under Section 269 B.N.S.

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Index : Yes / No
Internet : Yes / No
dpa



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- To
- 1.The Inspector of Police,
E5, Sholavaram Police Station,
Thiruvallur District.
 - 2.The Judicial Magistrate No.II,
Ponneri.
 - 3.The Superintendent of Prison,
Central Prison, Puzhal.
 - 4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.
dpa

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