



WEB COPY

Crl. O.P. No.10593 of



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.04.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.10593 of 2025

Murali

... Petitioner/Accused -1

Vs.

The State represented by-

Rep. By The Inspector of Police,
T-1, Ambattur Police Station,
Duraisami Street, Kamarajapuram,
Ambattur, Chennai – 600 053.

(Crime No.171 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.171 of 2025 pending investigation on the file of the respondent Police.

For Petitioner : Mr.S.Chinnasamy

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 17.02.2025, seeking bail in Crime No.171 of 2025 registered for the offences under Sections 8(c) r/w 20(b)(ii)(B) & 25 of NDPS Act.



2. The case of the prosecution is that the petitioner along with other accused was found in illegal possession of 1 kg and 250 grams of ganja. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the allegations against the petitioner are false; that the contraband has been seized from the petitioner and that the petitioner is in custody from 17.02.2025 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 a history sheeter and that there are 19 previous cases pending against him out of which one case is similar in nature.

5. Considering the nature of allegations, period of incarceration, the fact that the contraband has been seized and though the petitioner had 19 previous cases, he is on bail in all those cases 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 **Judicial Magistrate, Ambattur.**

[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 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.

08.04.2025

rkp



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SUNDER MOHAN., J.

rkp

To

- 1.The Judicial Magistrate, Ambattur.
- 2.The Inspector of Police,
T-1, Ambattur Police Station,
Duraismi Street, Kamarajapuram,
3. The Superintendent, Central Prison, Puzhal.
4. The Public Prosecutor, High Court of Madras.

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