



Crl.OP.No.12286 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 23.04.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.12286 of 2025

Warren Graig Ghani

.. Petitioner

Vs.

The State rep by
The Inspector of Police,
Choolaimedu Police Station,
Chennai.

(Crime No.37 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.37 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : M/s.K.Sivakumar

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 23.02.2025, seeking bail in Crime No.37 of 2025 registered for the offence under Sections 8(c), 22(b) and 25 of NDPS Act, 1985.



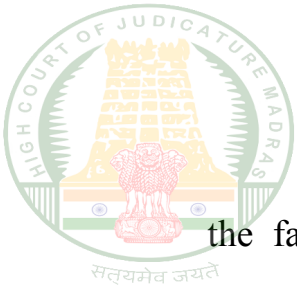
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2. The case of the prosecution is that the petitioner along with the other accused were found in illegal possession of 64.93 grams of Cocaine, 1.550 kilograms of Ganja, 2 grams of OG Ganja and 4 grams of Ganja oil.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he is sought to be implicated on the confession of co-accused; that the contraband has been seized from the co-accused and that in any case, further custody of the petitioner is not required and prayed that the petitioner may be released on bail.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and submitted that there are two previous cases pending against the petitioner registered under NDPS Act and he is on bail in those cases.

5. Considering the nature of allegations, period of incarceration, the petitioner is sought to be implicated on the confession of the co-accused,



the fact that the contraband was seized from the co-accused 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 XVII Metropolitan Magistrate, Sadiapet, 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;

[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



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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.

23.04.2025

Index : Yes / No
Internet : Yes / No
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To

- 1.The Inspector of Police,
Choolaimedu Police Station,
Chennai.
- 2.The learned XVII Metropolitan Magistrate,
Sadiapet, Chennai
- 3.The Superintendent of Prison,
Central Prison-II, Puzhal.
- 4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.
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