



WEB COPY



Crl.OP.No.11020 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.OP.No.11020 of 2025

Akash Ebinesar

... Petitioner(s) /Accused

Vs.

State rep. by

The Inspector of Police,

K6 TP Chatiram Police Station.

Crime No.70 of 2025

... Respondent(s)/ Complainant

Prayer: Criminal Original Petition filed under Section 483 of BNSS 2023,
to enlarge the petitioner on bail in Crime No.70 of 2025 pending on the file
of the respondent police.

For petitioner(s) : Mr.R.Subramanian

For Respondent(s) : M/s.J.R.Archana
Government Advocate (Crl.Side)

ORDER



Crl.OP.No.11020 of 2025

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 03.03.2025, seeking bail in Crime No.70 of 2025 registered for the offences under Sections 8(c) r/w Section 20(b)(ii)(B) of NDPS Act.

2. It is the case of the prosecution that the petitioner was found in possession of 1.230 Kgs of Ganja. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case and the petitioner is in custody from 03.03.2025, and that in any case, further custody of the petitioner is not required and prayed for the grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of bail to the petitioner, reiterated the prosecution case and on instructions submitted that there are five previous cases against the petitioner and he is on bail in those cases.



WEB COPY

5. Considering the nature of allegations, period of incarceration, 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 V Metropolitan Magistrate Court, Egmore, 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



WEB COPY



Crl.OP.No.11020 of 2025

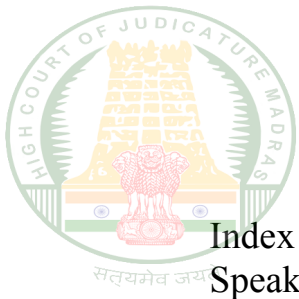
during investigation or trial;

[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.

23.04.2025



Crl.OP.No.11020 of 2025

Index : Yes/No

Speaking Order/Non Speaking Order

Neutral Citation: Yes/No

Internet: Yes/No

skr



Crl.OP.No.11020 of 2025

WEB COPY

- To
1. The Inspector of Police,
K6 TP Chatiram Police Station.
 2. The Public Prosecutor,
Madras High Court,
Chennai.
 3. Learned V Metropolitan Magistrate Court, Egmore, Chennai
 4. The Superintendent of Prison,
Central Prison, Puzhal.



WEB COPY



Crl.OP.No.11020 of 2025

SUNDER MOHAN, J.

skr

Crl.OP.No.11020 of 2025



WEB COPY



CrI.OP.No.11020 of 2025

23.04.2025