



Crl.OP.No.11914 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 22.04.2025

CORAM

THE HONOURABLE MR.JUSTICE SUNDER MOHAN

Crl.OP.No.11914 of 2025

Nistal ... Petitioner(s) /Accused 4

Vs.

The State

Represented by its Inspector of Police,

M-1, Madhavaram Police Station,

Thiruvallur District.

... Respondent(s)/ Complainant

Crime No.125 of 2025

Prayer: Criminal Original Petition filed under Section 483 of BNSS 2023,
to enlarge the petitioner on bail in Crime No.125 of 2025 on the file of the
respondent police.

For petitioner(s) : Mr.S.Vinothkumar

For Respondent(s) : M/s.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 11.03.2025, seeking bail
in Crime No.125 of 2025 registered for the offences under Section 8(c) r/w



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Sections 20(b)(ii)(A), 22(b) and 29(1) 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 80 grams of OG Ganja and 7 grams of Methamphetamine. 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 11.03.2025, and that in any case, further custody of the petitioner is not required and prayed for the grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police, reiterated the prosecution case and submitted that the petitioner has no bad antecedents.

5. Admittedly, no contraband was seized from the petitioner. Considering the nature of allegations, period of incarceration, the fact that



the contraband seized from the co-accused was an intermediate quantity, the fact that the petitioner has no bad antecedents 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 Court, Madhavaram, 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;



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[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.

22.04.2025

Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No
Internet: Yes/No
skr



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- To
1. Inspector of Police,
M-1, Madhavaram Police Station,
Thiruvallur District.
 2. The Public Prosecutor,
Madras High Court,
Chennai.
 3. Learned Judicial Magistrate Court, Madhavaram, Chennai.
 4. The Superintendent of Prison,
Central Prison, Puzhal.



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SUNDER MOHAN, J.

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