



Crl.OP.No.12030 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.12030 of 2025

Rajkumar

.. Petitioner

Vs.

The State rep by
Station House Officer,
Sedarapet Police Station,
Puducherry.
(Crime No.19 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.19 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : M/s.M.P.Yuvaraj

For Respondent : M/s.K.S.Mohandoss
Addl. Public Prosecutor (Puducherry)

ORDER

This Criminal Original Petition has been filed by the petitioner, who was arrested and remanded to judicial custody on 19.03.2025, seeking bail in Crime No.19 of 2025 registered for the offence under Sections



20(b)(ii)(B) of NDPS Act r/w 8(c) of NDPS Act, 1985 and Section 77 of Juvenile Justice (Care and Protection of Children) Act r/w 3(5) of BNS Act.

2. The case of the prosecution is that the petitioner along with the other accused, were found in illegal possession of 1.200 kilograms of Ganja. Hence, the case.

3. The learned counsel for the petitioner would submit that the allegations are false; that the contraband has been seized from the co-accused; that no recovery was made from the petitioner 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 Addl. Public Prosecutor (Puducherry) appearing for the respondent police reiterated the prosecution case and submitted that the contraband was seized from the co-accused and no seizure was made from the petitioner; that the petitioner has no bad antecedents.



5. Considering the nature of allegations, period of incarceration, the fact that the contraband seized from the co-accused is intermediate quantity, no recovery was made from the petitioner, 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 III Additional District Judge, Puducherry**, 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



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during investigation or trial;

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[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.Station House Officer,
Sedarapet Police Station,
Puducherry.

2.The III Additional District Judge, Puducherry

3.The Superintendent of Prison,
Central Prison Kalapet, Puducherry.

4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.
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