



Crl.OP.No.11925 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 22.04.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.11925 of 2025

Neelavathi

.. Petitioner

Vs.

The State rep by
The Inspector of Police,
P-1 Puliyanthope Police Station,
Chennai.

(Crime No.113 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.113 of 2025, pending investigation on the file of the respondent Police.

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

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 12.03.2025, seeking bail
in Crime No.113 of 2025 registered for the offence under Sections 8(c),
20(b)(ii)(B) of NDPS Act.



Crl.OP.No.11925 of 2025

WEB COPY 2. The case of the prosecution is that the petitioner along with the other accused, were found in illegal possession of 1 kg 500 grams 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 Government Advocate (Crl.Side) 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 there are three previous cases pending against the petitioner under the TN Prohibition act and the IPC and she is on bail those cases.



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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 fact that the petitioner is on bail in the other 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 her 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 X Metropolitan Magistrate Court, Egmore**, 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;



Crl.OP.No.11925 of 2025

[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
Internet : Yes / No
dpa



CrI.OP.No.11925 of 2025

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To

1.The Inspector of Police,
P-1 Puliyanthope Police Station,
Chennai.

2.The X Metropolitan Magistrate Court, Egmore

3.The Superintendent of Prison,
Central Women Prison, Puzhal.

4.The Public Prosecutor,
High Court, Madras.



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Crl.OP.No.11925 of 2025

SUNDER MOHAN, J.
dpa

Crl.O.P.No.11925 of 2025

22.04.2025