



Crl.O.P.No.15543 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.07.2025

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Crl.O.P.No.15543 of 2025

Sudhakar @ Sudhakaran

... Petitioner

Vs.

State Rep by Inspector of Police,
Alangayam Police Station,
Tirupattur District.
(Cr.No.32 of 2025)

... Respondent

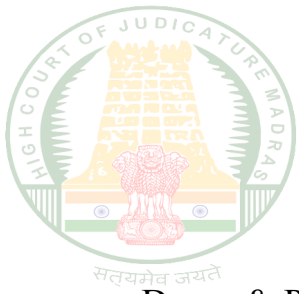
PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of
his arrest in Cr.No.32 of 2025 pending investigation on the file of the respondent.

For Petitioner : Mr.E.Kannadasan

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent
Police for the offences under Sections 8(c), 20(b)(ii)(B), 25 and 29(1) of Narcotic



Crl.O.P.No.15543 of 2025

Drugs & Psychotropic Substance Act 1985 in Cr.No.32 of 2025 on the file of the respondent, seeks anticipatory bail.

2. The case of the prosecution is that on 01.04.2025, the respondent police received secret information about selling of ganja at 102 Reddiyur Village to Mittur through Bajaj Pulsar 150 two wheeler bearing Regn.No.TN-83-AZ-4573. On receipt of secret information, the respondent police formed a team and went to the said place and conducted vehicle checkup at that time, the said Bajaj Pulsar 150 two wheeler bearing Regn.No.TN-83-AZ-4573 came from Reddiyur Village to Mittur near at Kaliyamman Temple, the respondent police tried to stop the two wheeler, but without stop the vehicle, they have escaped further. However, the respondent police followed and caught hold them and made search from the two wheeler found 1 kg of ganja leaf, flower and seeds and said that they have purchased the said ganja from this petitioner and paid cash for a sum of Rs.10,000/- and after purchase, they have planned to sell in a retail price.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution. The petitioner is ready to abide any conditions that may be imposed by this Court. Hence, the learned counsel prays for grant of anticipatory bail to the petitioner.



Crl.O.P.No.15543 of 2025

WEB COPY

4. Learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and submitted that based on the confession of the arrested co-accused, this petitioner/A3 has been impleaded. He further submitted that there is no previous case against the petitioner. However, he opposed for granting anticipatory bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the submissions made by the learned counsel appearing on either sides and taking note of the fact that there was no seizure from the petitioner/A3 and no bad antecedents against him. Since, custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **Judicial Magistrate-III, Tirupattur** on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:



WEB COPY



CrI.O.P.No.15543 of 2025

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[c] the petitioner shall report before the respondent Police everyday at 10.30 a.m., for a period of two weeks and thereafter as and when required;

[d] the petitioner shall not abscond either during investigation or trial and they shall make themselves available for interrogation by a Police Officer as and when required;

[e] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

[f] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[g] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the



CrI.O.P.No.15543 of 2025

WEB COPY

aforementioned conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court themselves as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]**;

[h] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

30.07.2025

Vv

To

1. The Judicial Magistrate-III, Tirupattur
2. The Inspector of Police, Alangayam Police Station, Tirupattur District.
3. The Public Prosecutor, High Court of Madras.



WEB COPY



Crl.O.P.No.15543 of 2025

M.NIRMAL KUMAR, J.

Vv

Crl.O.P.No.15543 of 2025

30.07.2025