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CrI.O.P.No.19336 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.10.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

CrI.O.P.No.19336 of 2025

Vinothkumar

... Petitioner / A5

Vs.

The State Represented By,
The Inspector of Police,
Nolambur Police Station,
Chennai District.
Crime No.79 of 2025

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of BNSS 2023, to enlarge the petitioner on anticipatory bail in the event of his arrest by the respondent police concerned in Crime No.79 of 2025, on the file of the Respondent Police.

For Petitioner : Mr.S.Kasirajan
For Respondent : Mr.A.Gopinath,
Government Advocate (Criminal Side)



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ORDER

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The petitioner herein apprehends arrest at the hands of the respondent police for the offences punishable under Sections 8(C), r/w 20(b)(ii)(B), 22(b), 29(1) of NDPS Act, on the file of the respondent Police, seeks anticipatory bail.

2. The allegation against the petitioner is that he has been ranked as A5. On 03.05.2025, A1 and A2 were arrested for illegal possession of 3 grams of Cocaine intended for sale. During the course of investigation, it was revealed that they had received the said contraband from A3 and A4, and further investigation disclosed that A4 had obtained it from A5-the petitioner herein. Hence, the complaint was registered against the petitioner.

3. The learned counsel appearing for the petitioner submitted that though the petitioner has been ranked as A5, he has no bad antecedents. It is further submitted that the quantity of cocaine involved in this case is only of small quantity. He also submitted that all the other accused who were arrested in this case have been released on bail by this Court in CrI.O.P.No.17159 of 2025, dated 20.06.2025. Hence, he prays for grant of anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that that the the petitioner is involved in another case of similar nature and had allegedly collected money through online payment. However, However, he opposed the grant of anticipatory bail to the petitioner.

5. Heard the learned counsels on either side and perused the materials available on record.

6. Considering the fact that all the other arrested accused have been released on bail and the quantity involved in this case is only 3 grams of Cocaine, which is 1 gram more than small quantity, and has no bad antecedents this Court is inclined to grant anticipatory bail to the petitioner, subject to 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 ten days from the date of receipt of a copy of this order, before the learned **Principal Special Judge for EC and NDPS Act Case at Chennai**, on condition that the petitioner shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand Only)** with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned, and on further condition that:



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[a] if the petitioner fails to surrender before the concerned Magistrate within a period of ten days from the date of receipt of a copy of this order, 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 daily at 10.30.a.m., for a period of three weeks and thereafter as and when required for interrogation;

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283]**;



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

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To

- 1.The Principal Special Judge for EC and NDPS Act Cast at Chennai.
- 2.The Inspector of Police,
Nolambur Police Station,
Chennai District.
- 3.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.,

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