



WEB COPY



Crl.O.P.No.22891 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 19.08.2025

CORAM

THE HON'BLE DR.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.22891 of 2025

Latha

... Petitioner

Vs.

The State Rep. by,
The Inspector of Police,
P-6, Kodungaiyur Police Station,
Chennai.
Crime No.398 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 apprehending arrest in Crime No.398 of 2025 on the file of respondent Police.

For Petitioner : Mr.Elumalai Arumugam

For Respondent : Mr.S.Vinoth Kumar
Government Advocate (Criminal Side)

ORDER

This petitioner is apprehending arrest in Crime No.398 of 2025 registered on 27.07.2025 for the offence under Section 8(c), 20(b)(ii)(A), 29(1) of NDPS Act and Section 132 of BNS Act, on the file of the respondent police.



Crl.O.P.No.22891 of 2025

WEB COPY

2. The case of the prosecution is that 400 grams of ganja were seized from two accused persons. Based on the confession statement given by one of the accused, Shankar, this petitioner is suspected to be the supplier of the ganja.

3. The learned Government Advocate (Crl.Side) submits that they have not conducted a search of the petitioner's premises so far. However, there are four previous cases of a similar in nature against the petitioner.

4. This Court is of the view that the respondent police, even after receiving information by way of confession about the role of the petitioner herein in the crime, have neither taken any steps to secure her nor conducted a search of the petitioner's premises, which only indicates that she has been roped in this case for some other purposes. Hence, this Court is inclined to grant anticipatory bail subject to certain conditions:

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, **on or before 28.08.2025** before the learned **X Metropolitan Magistrate, Egmore, Chennai**, on condition that the petitioner



CrI.O.P.No.22891 of 2025

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:

[a] if the petitioner fails to surrender before the said Magistrate on or before 28.08.2025, 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, 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]**;



CrI.O.P.No.22891 of 2025

WEB COPY

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

19.08.2025

drl

To

- 1.The X Metropolitan Magistrate,
Egmore, Chennai.
- 2.The Inspector of Police,
P-6, Kodungaiyur Police Station,
Chennai.
3. The Public Prosecutor,
High Court of Madras.



WEB COPY



CrI.O.P.No.22891 of 2025

Dr.G.JAYACHANDRAN, J.

drI

CrI.O.P.No.22891 of 2025

19.08.2025