



WEB COPY IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.01.2025

CORAM:

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

CRL.OP No. 208 of 2025

B.Syadh

...Petitioner

Vs.

The State Rep. by
The Inspector of Police
Masinagudi Police Station,
Nilgiris District.Crime No. 164 of 2023

...Respondent

PRAYER : This petition has been filed under Section 483 of BNSS, 2023,
pleaded to release the petitioner/accused No.3 on bail in crime No. 164 of
2023 in C.C No.17 of 2024 on the Additional District Judge for EC and
NDPS Act Cases, Coimbatore.

For Petitioner : Mr. N. Mani Maran
For Respondent : Mr. V. Meganathan,
Government Advocate (Crl. side)

**ORDER**

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The petitioner, who was arrested and remanded to judicial custody on **27.10.2023** for the alleged offences punishable under Sections **8 (c) , r/w 22(c) , 25 and 29(i) of NDPS Act 1985 in crime No. 164 of 2023** on the file of the respondent, seeks bail.

2. The case of the prosecution is that on searching vehicle bearing Reg. No. KL11AY2200 the respondent police found 120 grams of MDMA from the accused persons. Hence, the case.

3. Heard both sides.

4. The submission of the learned counsel for the petitioner is that the petitioner has been falsely implicated in this case and ranked as A3 among the other accused persons and he is under the custody for the past 14 months. Further, the contraband is recovered only from A1 but the petitioner has been falsely implicated in this case and there is no previous case against the petitioner. Hence, he prays to allow this petition.

5. The submission of the learned Government Advocate (Crl.side) is



that all the accused conspired together and transported the contraband, while unloading the contraband from the car the respondent police arrested the accused persons. Hence, he raised objection to grant bail.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only)** with **two sureties (one blood surety and one local surety)**, each for a like sum to the satisfaction of the **learned Special Principal District and Sessions Judge for EC and NDPS Cases, Coimbatore**, 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 Trial Court on every Friday at 10.30 a.m, and shall appear before the respondent police on every Sunday at 10.30 a.m. for a period of four months;



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[c] the petitioner shall not abscond either during investigation or trial;

[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 abscond, a fresh FIR can be registered under Section 269 of BNS.

23.01.2025

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To

1. The **Special Principal District and Sessions Judge for EC and NDPS Cases, Coimbatore,**
2. The Inspector of Police
Manisnagudi Police Station,
Nilgiris District.
3. The Central Prison, Coimbatore.



4. The Public Prosecutor,
High Court of Madras.

T.V.THAMILSELVI, J.

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