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Crl.O.P.No.28751 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-10-2025

CORAM

THE HONOURABLE MR JUSTICE K. RAJASEKAR

CRL OP NO.28751 of 2025

Kumar

... Petitioner/ A4

Vs

The State rep. by,
The Inspector of Police,
G2 Periamet Police Station,
Chennai - 600 003.
(Crime No.286 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner/accused in
Crime No.286 of 2025 on the file of the respondent police.

For Petitioner(s) : Mr. M. Jayaseelan

For Respondent(s) : Mr. A. Gopinath
Government Advocate (Crl. Side)



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ORDER

The petitioner, who was arrested and remanded to judicial custody on 29.05.2025 for the offences punishable under Sections 8(c), 22(c) and 29(1) of NDPS Act in Crime No.286 of 2025, registered on the file respondent police, seeks bail.

2. The case of the prosecution is that based on a secret information, the respondent police went to the spot and found that the petitioner along with other accused was in illegal possession of 1.541 kilograms of Methaqualone for the purpose of illegal sale. Hence, this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated and he in judicial custody since 29.05.2025; that the co-accused were already granted bail by this Court, vide order dated 17.10.2025 in Crl.O.P.No.28489 of 2025; and that the petitioner is ready to abide by any conditions that may be imposed by this Court and sought for bail to the petitioner.



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4. The learned Government Advocate (Crl. Side) appearing for the respondent while opposing the bail to the petitioner reiterated the prosecution case and stated that there are totally eight accused involved in this case and the petitioner is arrayed as A4; that the chemical analysis report of the contraband seized shows negative report towards presence of narcotic substance.

5. Considering the facts of the case, the fact that the chemical analysis on the alleged contraband seized from the petitioner shows negative report towards narcotic substance, the co-accused were already granted bail by this Court and considering the period of incarceration undergone by the petitioner, 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 his executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Metropolitan Magistrate II, Egmore** and on further conditions that:



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[a] 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;

[b] 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;

[c] 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]**;

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

23.10.2025

stn



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Note :
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1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The Metropolitan Magistrate II,
Egmore.
2. The Inspector of Police,
G2 Periamet Police Station,
Chennai - 600 003.
(Crime No.286 of 2025)
3. The Superintendent,
Puzhal Prison-I, Chennai.
4. The Public Prosecutor,
High Court of Madras.



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K. RAJASEKAR, J.

stn

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