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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 31.10.2025

CORAM

THE HONOURABLE MR JUSTICE **K.RAJASEKAR**

Crl.O.P.No.29712 of 2025

Branchi Behera

... Petitioner

Vs.

State Represented By
NIB CID Police Station,
Coimbatore.
(Cr.No.72 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of arrest in connection with Cr.No.72 of 2025 on the file of the respondent police.

For Petitioner : Mr.S.Azhaguvel

For Respondent : Mr.A.Gopinath

Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 25.09.2025 for the alleged offence under Sections 8(C), 20(b)(ii)(B) of NDPS Act, 1985 in Crime No.72 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner accused involved in possession of 3 kgs of Ganja. Hence, the present case.



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3. The learned counsel for the petitioner would submit that the petitioner had not committed in any offence as alleged and he has been falsely implicated in this case and he is in judicial custody from 25.09.2025 and he is ready to abide any condition imposed by this Court and hence, prayed to enlarge the petitioner on bail.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and reported that there is no previous case pending against the petitioner. However, he opposed to grant bail to the petitioner.

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

6. Considering the facts and circumstances of the case, the period of incarceration and also the fact that there is no previous case pending against the petitioner, I am inclined to grant bail to the petitioner with certain conditions.



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7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties**, for a like sum to the satisfaction of the **learned Additional District and Special Judge for Trial of Cases under the EC Act of Coimbatore** and on further conditions that:

[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 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**



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Kerala [(2005)13 SCC 283];

K.RAJASEKAR, J.

kmm

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

31.10.2025

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Note :

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 Additional District and Special Judge
for Trial of Cases under the EC Act of Coimbatore.
2. The Inspector of Police,
NIB CID Police Station,
Coimbatore.
3. The Central Prison, Coimbatore.
4. The Public Prosecutor,

4/6



High Court of Madras.



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