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Crl.OP.No.30634 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 18.11.2025

CORAM

THE HONOURABLE MR JUSTICE **K.RAJASEKAR**

Crl.O.P.No.30634 of 2025

Nagaraj

... Petitioner

Vs.

The State Rep by :
The Inspector of Police,
Tiruppur South Police Station,
Tiruppur.
(Cr.No.716 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to grant bail to the petitioner on bail pending investigation in Cr.No.716 of 2025 on the file of the The Inspector of Police, Tiruppur South Police Station, Tiruppur.

For Petitioner : Mr.P.Thinesh

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



ORDER

The petitioner, who was arrested and remanded to judicial custody on 12.10.2025 for the alleged offence under Sections 8(c), 22(b), 25 and 29(1) of Narcotics Drugs and Psychotropic Substances Act, 1985 in Crime No.716 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner, along with other accused persons, was found in illegal possession of 2.5 grams of Methamphetamine, which is an intermediate quantity. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in the case. He further submitted that one of the co-accused was enlarged on bail by this Court vide order dated 05.11.2025 in Crl.OP.No.30025 of 2025, the petitioner has been custody since 12.10.2025 and is willing to abide by any stringent condition that may be imposed by this Court. Hence, he prays to grant bail to the petitioner.



4. The learned Government Advocate (Criminal Side) appearing for the respondent police while opposing the bail to the petitioner, reiterated the prosecution case and reported that the totally 11 accused involved in this case, out of which, eight persons were already arrested and three among them were still absconding. He further submitted that the investigation revealed that the accused had purchased 20 grams of Methamphetamine from A9 to A11 for the purpose of sale, out of which, 2.5 grams were recovered and the remaining quantity had already been sold. He further submitted that the petitioner has no previous antecedents. Hence, he opposed to grant bail to the petitioner.

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

6. Considering the above facts and circumstances of the case, the seized contraband, is an intermediate quantity and also the petitioner has no previous criminal antecedents, the period of incarceration undergone by the petitioner, I am inclined to grant bail to the petitioner with certain conditions.



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 Judicial Magistrate-II, Tiruppur** 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] the petitioner shall make himself available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;

[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;



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[f] 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]**;

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

18.11.2025

Vv

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.



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To

1. The **Judicial Magistrate-II, Tiruppur**

2. The Inspector of Police,
Tiruppur South Police Station,
Tiruppur.

3. The Central Prison,
Tiruppur.

4. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

Vv

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