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Crl.O.P.No.32175



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25.11.2025

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.32175 of 2025

K.Sukesh Chakravarthy

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Erode North Police Station,
Erode District.
(Crime No.435 of 2025)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, pleaded to enlarge the petitioner on bail in Crime No.435 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.C.S.Saravanan

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



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ORDER

The petitioner, who were arrested and remanded to judicial custody on 31.10.2025 for the offences punishable under Sections 8(c), r/w 20(b)(ii)(B) of NDPS Act, 1985, in Crime No.435 of 2025, registered on the file of the respondent police, seeks bail.

2. The allegation against this petitioner is that, this petitioner was found in possession of 1.100 kgs of Ganja. Hence this case.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in this case and the petitioner is in judicial custody since 31.10.2025; and that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and sought for bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent reiterated the prosecution case and submitted that the petitioner was found in possession of 1.100 kgs of Ganja and he was having one previous, if the



petitioner released on bail he will indulge in similar activities and opposed for grant of bail to the petitioner.

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5. Considering the facts and circumstances of the case, that the petitioner was arrested and found in possession of intermediary quantity and Section 37 of NDPS Act is not applicable to the case of the petitioner, the previous case is not in the nature of NDPS offence, 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 Additional District Judge, Presiding Officer, Special Court for EC Act Cases, 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 learned**



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**Additional District Judge, Presiding Officer, Special Court for
EC Act Cases, Coimbatore daily at 10:30 a.m., for a period of
four weeks and thereafter, as and when required for
interrogation by the respondent police ;**

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

[d] the petitioner shall not tamper with the 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 absconds, a fresh FIR can
be registered under Section 269 B.N.S.

25.11.2025



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 Judge Presiding Officer, Special Court for EC Act Cases, Coimbatore.
- 2.The Inspector of Police,
Erode North Police Station,
Erode District.
- 3.The Superintendent of Prison,
Sub Jail, Erode.
- 4.The Public Prosecutor,
High Court, Madras.



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K. RAJASEKAR, J.

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