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Criminal Original Petition No.35695 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 30.12.2025

CORAM :

THE HONOURABLE MR.JUSTICE P.DHANABAL

Criminal Original Petition No.35695 of 2025

Gowathaman @ Gowtham
S/o.Kumaraguru

... Petitioner

Vs.

The State of Tamil Nadu
represented by
Inspector of Police,
V-5, Thirumangalam Police Station,
Chennai.
Crime No.670 of 2025

...Respondent

Prayer: Criminal Original Petition filed under Section 482 of BNSS, 2023, praying to enlarge the petitioner on bail in the event of his arrest pending investigation in Crime No.670 of 2025 on the file of respondent.

For Petitioner : Mr.G.Azhagiri

For Respondent : Mr.S.Udaya Kumar
Government Advocate [Crl.side]

ORDER

The petitioner, who apprehends arrest in the hands of the respondent police for the offences punishable under Section 8(c) read with 20(b)(ii)(A), 27(a) of NDPS Act and Sections 296(b), 351(2), 132 of



BNS Act in Crime No.670 of 2025, seeks anticipatory bail.

2. The case of the prosecution is that on 29.10.2025, based on the information, the respondent police on conduct of a search, found that the petitioner and another accused were holding 8 grams of OG Ganja, due to which, the petitioner abused the respondent police using filthy language and thereby prevented the Government Officers from discharging duty. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has been falsely implicated in the case. The petitioner has not committed any such offence as alleged by the prosecution. He further submits that the petitioner is ready to abide by any stringent conditions imposed by this Court. Therefore, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that on 29.10.2025, based on the information, the respondent police on conduct of a search, found that the petitioner and another accused were holding 8 grams of OG Ganja, due to which, the petitioner abused the respondent police using filthy language and thereby prevented the Government Officers from discharging duty and hence, he vehemently opposed for the grant of anticipatory bail to the petitioner.



5. Heard the learned counsel for the petitioner as well the learned

Government Advocate (Crl.Side) and perused the materials available on record.

6. Considering the nature of offences charged against the petitioner and also considering the quantity of contraband involved in the case is not a commercial quantity and that there is no previous case pending against the petitioner, I am inclined to grant anticipatory bail to the petitioner subject to the following conditions.

Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the **XIII Metropolitan Magistrate, Egmore, Chennai**, on condition that the petitioner shall execute separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that:

[a] the petitioner shall report before the respondent police daily until further orders;

[b] the petitioner shall not, directly or indirectly, make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade them from disclosing such facts to the Court or



to any police officer;

[c] the petitioner shall not leave India without the previous permission of the Court;

[d] the petitioner shall not abscond 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. 2023.

30.12.2025

mk/mp

Neutral Citation: Yes/No

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 official website of this Court will be watermarked and will also have a QR code.



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To

1. The XIII Metropolitan Magistrate
Egmore, Chennai.
2. The Inspector of Police,
V-5, Thirumangalam Police Station,
Chennai.
Crime No.670 of 2025
3. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J

mk/mp

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