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CRL OP No. 35833 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-12-2025

CORAM

THE HONOURABLE MR.JUSTICE P. DHANABAL

CRL OP No. 35833 of 2025

Dineshkumar

Petitioner(s)

Vs

The State Rep By Its,
The Inspector of Police, M-5 Ennore
Police Station, Chennai
Cr.No.777 of 2025

Respondent(s)

PRAYER:-Criminal Original Petition filed under Section 483 of B.N.S.S., 2023 to enlarge the petitioner on bail in Cr.No.777 of 2025 pending on the file of the respondent.

For Petitioner(s): Mr.K. Tamilvanan

For Respondent(s): Mr.S.Vinoth Kumar,
Government Advocate (Crl.Side)

ORDER

The petitioner was arrested and remanded to judicial custody on 09.11.2025, for the alleged offence punishable under Sections 8(c), r/w 20(b) (ii) (B) of Narcotic Drugs and Psychotropic Substances Act, 1985, in Crime



No.777 of 2025, on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that the petitioner sold banned ganja and based on the Secret information he was arrested and respondent police secured 1.200 kilo grams of Ganja from him. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the respondent police have foisted a false case against the petitioner and he has been falsely impleaded in this case and he has not committed any offence as alleged by the prosecution. He was arrested on 09.11.2025 and has been in judicial custody since then.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated the prosecution case and submitted that the offences are grave in nature. The contraband were seized and the petitioner has eight previous cases.

5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the nature of offences and the quantity of contraband



involved in this case, which does not fall under commercial quantity and no other similar kind of cases are pending against the petitioner, in all other pending cases, bail was granted to him and also considering the period of his incarceration, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

[a] Accordingly, the petitioner is ordered to be released on bail on his executing a 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 **J.M.Court at Thiruvottiur** and on further conditions that:~

[b] the petitioner shall **report before the respondent police daily at 10.30 a.m. until further orders.**

[c] the petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

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

[e] 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 him from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial 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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS.

SHA/EP

30-12-2025

Index:Yes/No
Speaking/Non-speaking order
Internet:Yes
Neutral Citation:Yes/No



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To

1.The State Rep By Its,
The Inspector of Police, M-5 Ennore
Police Station, Chennai Cr.No.777 of
2025

2.J.M.Court at Thiruvottiyur

3.The Superintendent,
Puzhal Prison II- Chennai.

4.The Public Prosecutor
High Court of Madras



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CRL OP No. 35833 of 2



P.DHANABAL J.

SHA/EP

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