



CRL OP(MD).No.11209 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 03/07/2025

PRESENT

THE HONOURABLE MR.JUSTICE P.VADAMALAI

CRL OP(MD).No.11209 of 2025

Sivanandham,
S/o.Loganathan,

...Petitioner/ Accused
No.2

Vs

The State of Tamilnadu
rep.by The Inspector of Police,
Kallaperambur Police Station,
Thanjavur District.
(Crime No.116 of 2025)

.. Respondent/ Complainant

For Petitioner : Mr.K.M.Karunakaran
Advocate.

For Respondent : Mr.M.Karunanithi
Government Advocate (Cr1.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.116 of 2025 on the file of the Respondent Police.



CRL OP(MD).No.11209 of 2025

WEB COPY

ORDER: This Court made the following order :-

The petitioner / Accused No.2, who was arrested and remanded to judicial custody on 18.06.2025 for the offences punishable under Sections 8(c) r/w.20(b)(ii) (B) of Narcotic Drugs and Psychotropic Substance Act,1985 in Crime No.116 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 18.06.2025, at about 13.00hrs the respondent police while on patrolling duty, they found that the accused persons were in illegal possession of 1.100Kgs of Ganja. Hence, the case.

3. The learned counsel for the petitioner would submit that there are totally three accused persons were involved in this case, this petitioner was arrayed as second accused. The petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. The petitioner is ready and willing to abide any conditions that may be imposed by this Court. He would further submit that the petitioner is in custody from 18.06.2025 nearly 15 days. Hence, he seeks bail.



CRL OP(MD).No.11209 of 2025

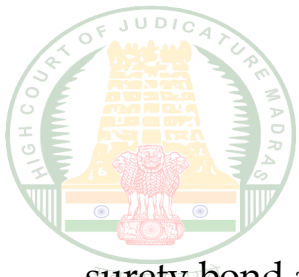
WEB COPY

4. The learned Government Advocate (Criminal Side) would submit that the accused persons were found in illegal possession of 1.100Kgs of ganja. The respondent police seized the contraband. In this case, A1 and A2 were arrested and the A3 absconding. There is no previous case against this petitioner. However, he objected to grant bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and also taking note of the fact that in this case, properties were seized by the respondent police, there is no previous case against the petitioner, the petitioner/accused No.2 is in judicial custody from 18.06.2025, taking into consideration of the period of incarceration, this court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on 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 learned Additional District/Presiding Officer Special Court under Essential Commodities Act, Thanjavur and on further conditions that :-

[a] the sureties shall affix their photographs and Left Thumb Impression in the



CRL OP(MD).No.11209 of 2025

surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass
WEB COPY
Book to ensure their identity.

[b] The petitioner shall furnish his residential address and contact number to the learned Additional District/Presiding Officer Special Court under Essential Commodities Act, Thanjavur. If the petitioner changes his residential address, he shall report the same to the learned Additional District/Presiding Officer Special Court under Essential Commodities Act, Thanjavur;

[c] the petitioner shall appear and sign before the respondent police daily at 10.30 a.m., until further orders.

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

[e] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[f] 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



CRL OP(MD).No.11209 of 2025

learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court
WEB COPY
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.

sd/-
03/07/2025

/ TRUE COPY /

03/07/2025
Sub-Assistant Registrar (C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

gvn
TO

1. The Additional District/Presiding Officer
Special Court under Essential Commodities Act, Thanjavur

2. The Officer In-charge, Sub-Jail,
Thanjavur.

3. The Inspector of Police,
Kallaperambur Police Station,
Thanjavur District.

4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1 CC to M/s.K.M.KARUNAKARAN, Advocate (SR-7085[I] dated 03/07/2025)



WEB COPY



CRL OP(MD).No.11209 of 2025

ORDER

IN

CRL OP(MD) No.11209 of 2025

Date :03/07/2025

HPS/03.07.2025 /6P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023