



CRL OP(MD). No.12362 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/07/2025

PRESENT

THE HONOURABLE MR. JUSTICE P. VADAMALAI

CRL OP(MD). No.12362 of 2025

Manthi @ Sakthivel,
S/o.Nagaraj

... Petitioner/ A2

Vs

The State of Tamil Nadu,
Rep. by, the Inspector of Police,
Palani Adivaram Police Station,
Palani. (Crime No.163 of 2025)

... Respondent/Complainant

For Petitioner : Mr.Hariharasudhan.M,
Advocate

For Respondent : Mr.Thanga Aravindh.B,
Government Advocate
(Crl.Side)



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PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

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PRAYER :-

For Anticipatory Bail in Crime No.163 of 2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/ A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 8(c), 20(b)(II)(A) and 29(1) of NDPS Act r/w. Section 77 of the Juvenile Justice (Care and Protection of Children) Act, 2015 in Crime No.163 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 16.06.2025, while the 1st accused was standing behind Arulmigu Thandayuthapani School, Palani, the Sub-Inspector of Police, along with the police party, seized 70 grams of ganja from the 1st accused. Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and is in no way connected with the alleged occurrence as stated by the prosecution. He has been arrayed as an accused in this case solely based on the confession of the 1st accused. He further submitted that A1 was arrested and subsequently released on bail by the learned Principal Sessions Judge, Dindigul on 08.07.2025 in Crl.M.P.No.1334 of 2025. He, however, submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he



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seeks anticipatory bail.

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4. The learned Government Advocate (Crl. side) submits that there are totally three accused persons in this case and the petitioner has been arrayed as A2. A1 was arrested and subsequently released on bail by the learned Principal Sessions Judge, Dindigul on 08.07.2025 in Crl.M.P.No.1334 of 2025. The entire contraband has already been recovered. He further submitted that there are ten previous cases registered against the petitioner. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case, the nature of the offence, and also taking note of the fact that one of the co-accused was arrested and subsequently released on bail, and that the entire contraband has already been recovered, and that as the date of occurrence is 16.06.2025, by this time most of the investigation might have been completed, this court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. 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 learned Judicial Magistrate, Palani, Dindigul District, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to



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arrest or to the satisfaction of the learned Judicial Magistrate, Palani, Dindigul District, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

(a) the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall furnish his residential address and mobile number to the learned Judicial Magistrate, Palani, Dindigul District. In the event of any change in his residential address, the petitioner shall report the same to the learned Judicial Magistrate, Palani, Dindigul District;

(c) the petitioner shall report before the respondent police daily twice i.e. at 10.00 a.m. and 05.00 p.m. until further orders;

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioner shall not abscond 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 learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court



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in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560] and;

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(g) if the accused/petitioner thereafter abscond, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
30/07/2025

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/2025

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

mkkn
TO

- 1 The Judicial Magistrate, Palani, Dindigul District.
- 2 The Inspector of Police, Palani Adivaram Police Station, Palani.
- 3 The Additional Public Prosecutor, Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.M.HARIHARSUDHAN, Advocate (SR-8228[I] dated 31/07/2025)

ORDER
IN
CRL OP(MD) No.12362 of 2025
Date :30/07/2025

NBF/SAR- /25/08/2025/ 5P/5C

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