



CRL OP(MD). No.18389 of 2025

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

Date : 23/10/2025

PRESENT
THE HON'BLE MRS.JUSTICE S.SRIMATHY

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Elangovan ... Petitioner/2nd Accused

Vs

The State, Rep., by
The Inspector of Police,
Cumbum North Police Station,
Theni District.
Crime No.293 of 2025. ... Respondent/Complainant

For Petitioner : M/s.Nithes T,
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

C-32AB. For Anticipatory Bail in Cr.No.293 of
2025 on the file of the Respondent Police.

ORDER : The Court made the following order :-



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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 8(c), 20(b)(ii)(B) & 29(1) of the Narcotic Drugs & Psychotropic Substances Act, 1985, in Crime No.293 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner was found illegal possession of 3 kgs of Ganja. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and has not committed any offences as alleged by the prosecution, and he has been falsely implicated in this case. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioner.



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WEB COPY 4. The learned Government Advocate (Criminal Side) submitted that the petitioner is having three previous cases and the contraband was seized. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and inspite of the petitioner is having three previous cases, considering the fact that the contraband seized is an intermediate quantity, 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, on condition that the petitioner shall execute 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 learned Principal Sessions Judge for NDPS & EC Act Cases, Madurai, within a period of fifteen days from the date of receipt of a

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copy of this order and on further conditions that:

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[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 Aadhaar card or bank pass book to ensure their identity;

[b] the petitioner shall report before the respondent police, daily twice at 10.30 a.m, and 05.30 p.m, until further orders;

[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[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 is released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in



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

[f] if the accused thereafter
absconds, a fresh FIR can be registered
under Section 269 of BNS.

23.10.2025

PJL

TO

1. The Principal Sessions Judge for NDPS & EC Act
Cases, Madurai.

2. Do-Through The Chief Judicial Magistrate,
Theni District.

3. The Inspector of Police,
Cumbum North Police Station,
Theni District.

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



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S.SRIMATHY, J

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ORDER
IN
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