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CRL OP(MD) NO. 19456 of 2025



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 06-11-2025

CORAM

THE HONOURABLE MRS JUSTICE S.SRIMATHY

CRL OP(MD) NO. 19456 of 2025

Dhivagar

Petitioner(s)

Vs

State Of Tamilnadu Rep By,
Inspector Of Police,
Town East Police Station,
Thanjavur District.

Crime No.333/2025

Respondent(s)

For Petitioner(s): Mr.K.M.Karunakaran

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

Prayer:

C-32B.For Bail in Crime No.333/2025 on the file of the respondent police

ORDER: The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 20.10.2025 for the offences punishable under Sections 8(c) read with 20(b)(ii)(B) of the NDPS Act, in Crime.No.333 of 2025, on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the respondent seized police 1.1 kg of ganja.

Hence, this case.

3. The learned counsel for the petitioner submits that the petitioner is an innocent



person and he has not committed any offence as alleged by the prosecution. He has been arrested and he is languishing in jail from 20.10.2025. Therefore, he prays for grant of bail.

4. The learned Additional Public Prosecutor appearing for the respondent police vehemently opposed for grant of bail on the ground that the investigation is still pending. Further, the petitioner has 19 previous cases against him.

5. Considering the fact that the quantity of ganja is below commercial quantity and considering the duration of the custody, this Court is inclined to grant bail to the petitioner on certain 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 the learned Additional District Judge / 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 surety bond and the Magistrate/concerned court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity;

b) the petitioner shall report before the Dean of Government Hospital, Thanjavur, daily at 10.30 a.m., and do social service at the Government Hospital, Thanjavur, for a period of one month. Thereafter, the petitioner shall report before the Trial Court daily at 10.30 am until further orders;



c)the petitioner shall not tamper with evidence or witness;

d)the petitioner shall not abscond during trial;

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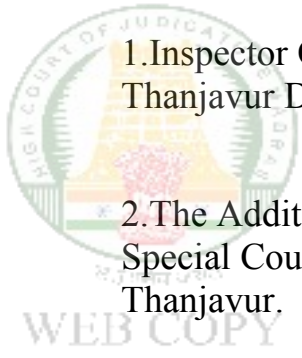
e)On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down 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 of BNS.

06-11-2025

Tmg

To



1. Inspector Of Police, Town East Police Station,
Thanjavur District.

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

3. The Sub Jail,
Thanjavur.

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

5. The Dean,
Government Hospital,
Thanjavur.