



CRL OP(MD). No.23011 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 15.12.2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.23011 of 2025

Sivalingam

... Petitioner/Accused

Vs

The State of Tamil Nadu,
Rep By, The Inspector of Police,
Murappanadu Police Station,
Thoothukudi District.
(Crime No.472 of 2025)

... Respondent/Complainant

For Petitioner : Mr.S.Vishnuvardhan
Advocate.

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No.472 of 2025 on the file of the
respondent police.



CRL OP(MD). No.23011 of 2025

ORDER : The Court made the following order :-

WEB COPY

The petitioner, who was arrested and remanded to judicial custody on 28.11.2025 for the offences punishable under Sections 20(b)(ii)(A) & 8(c) of NDPS Act and Section 25(1A) of Arms Act, in Crime No.472 of 2025 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner was found in illegal possession of 75 grams of Ganja along with sword and cash of Rs. 40,000/-. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court and he is in judicial custody from 28.11.2025. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that there are one previous case pending against the petitioner and the property has



been recovered. Hence, he opposed for grant of bail to the petitioner.

WEB COPY

5. Taking into consideration of the facts and circumstances of the case and also the fact that the quantity of the contraband is not commercial and also considering the period of incarceration suffered by the petitioner, 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 the learned Judicial Magistrate No.1, Srivaikundam, and on further conditions that :-

[a] 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 report before the Sessions Court, Thoothukudi, daily at 10.30 a.m., until further orders and as and when required for interrogation before the respondent police.



CRL OP(MD). No.23011 of 2025

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

[d] the petitioner shall not tamper with evidence or witness 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 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 BNS.

(S S Y J)
15.12.2025

msrm



CRL OP(MD). No.23011 of 2025

WEB COPY

To

1. The learned Sessions Judge,
Thoothukudi.
2. The learned Judicial Magistrate No.1, Srivaikundam.
3. The Superintendent, District Jail,
Peraurani, Thoothukudi District.
4. The Inspector of Police,
Murappanadu Police Station,
Thoothukudi District.
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



WEB COPY



CRL OP(MD). No.23011 of 2025

S.SRIMATHY,J.

msrm

ORDER
IN
CRL OP(MD) No.23011 of 2025

Date : 15.12.2025