



CRL OP(MD). No.22454 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 02/01/2025

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.22454 of 2024

Lekkusamy

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Thirumangalam Town Police Station,
Madurai District.
(Crime No.454 of 2024).

... Respondent/Complainant

For Petitioner : Mr.S.Balaji, Advocate
For Respondent : Mr.S.Ravi, Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail Crime No.454 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner/sole accused, who was arrested and remanded to judicial custody on 21.11.2024 for the offences under Sections 8(c), 20(b)(ii)(A) and 25 of NDPS Act and Section 77 of Juvenile Justice (Care and Protection of Children) Act in Crime No.454 of 2024 on the file of the respondent police, seeks bail.



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2. The case of the prosecution is that the petitioner was found in possession of 200 grams of Ganja in a plastic bag.

3. The learned Additional Public Prosecutor appearing for the respondent police submitted that there are six previous cases against the petitioner which are similar in nature, out of which, one case involved small quantity, four cases involved in-between quantity and one case which is pending before Coimbatore Police Station involves commercial quantity. In view of the same, the learned Additional Public Prosecutor vehemently opposed the grant of bail to the petitioner.

4. The learned Counsel appearing for the petitioner submitted that a false case has been foisted against the petitioner and that the petitioner has already suffered incarceration from 20.11.2024.

5. Taking into consideration the facts and circumstances of the case and considering the quantity involved in this case and also taking note of the previous cases against the petitioner and also considering the fact that this petitioner has already suffered incarceration from 20.11.2024, this Court is inclined to grant bail to the petitioner subject to the following conditions.

6. Accordingly, the criminal original petition is ordered and 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



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learned Judicial Magistrate, Thirumangalam, Madurai District, and on further conditions that:-

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[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 appear before the learned Judicial Magistrate, Thirumangalam, Madurai District daily at 10.30 am until further orders except on those days when the petitioner has to appear before the other Courts in which, other cases are pending. The petitioner shall also appear before the respondent police daily at 05.30 p.m until further orders

[c] the petitioner shall appear before the trial Court during every hearing date without fail.

[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].

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[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 BNS 2023.

sd/-
02/01/2025

/ TRUE COPY /

02/01/2025

Sub-Assistant Registrar
Madurai Bench of Madras High Court,
Madurai - 625 023.

LR
TO

- 1 THE JUDICIAL MAGISTRATE, THIRUMANGALAM, MADURAI DISTRICT.
- 2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.
- 3 THE OFFICER INCHARGE, SUB JAIL, VIRUDHUNAGAR.
- 4 THE INSPECTOR OF POLICE, THIRUMANGALAM TOWN POLICE STATION, MADURAI DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.S.BALAJI, Advocate (SR-12[I] dated 02/01/2025)

ORDER IN
CRL OP(MD) No.22454 of 2024
Date :02/01/2025

RS/IT/SAR-(02.01.2025) 4P 7C
Madurai Bench of Madras High Court is issuing
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