



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-07-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 16235 of 2026

Lokesh
S/o Subramani,
No.2/32, Pallakollai,
Maliyapattu,
Panamadangi,
Vellore.

..Petitioner/
Accused -5

Vs

The State Rep By, The Sub-Inspector Of Police
Mappedu Police Station,
Thiruvallur.
Crime No.64 of 2026

..Respondent/
complainant

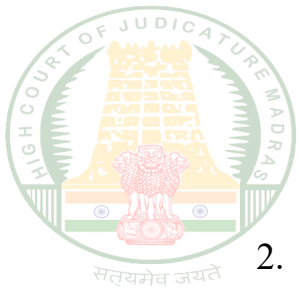
Prayer: Criminal Original Petition filed under section 483 of BNSS to enlarge the petitioner on bail in Crime No.64 of 2026 pending investigation on the file of the respondent.

For Petitioner(s): M/S. E.Kannadasan

For Respondent(s): MR.S.YOGARAJA SEKAR, GOVT.ADVOCATE
(CRL.SIDE)

ORDER

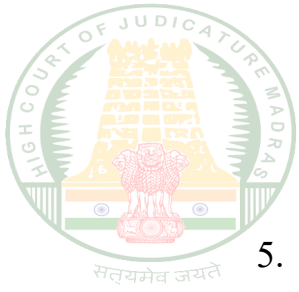
The petitioner, who was arrested and remanded to judicial custody on 23.03.2026 for the alleged offences under Sections 8(c), 20(b)(ii)(c) and 29(1) of NDPS Act,1985 in Crime No. 64 of 2026 on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the petitioner/A5, along with the other accused, was found in conscious possession of a total of 32.980 kilograms of ganja intended for sale, which was seized by the respondent police. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner has been in judicial custody since 21.03.2026. It was further submitted that though the total recovery in the case is 32.980 kilograms of ganja, the quantity allegedly what was recovered from the petitioner, along with A4, is only 21.680 kilograms. The learned counsel contended that the petitioner has undergone prolonged incarceration and, therefore, prayed that he be enlarged on bail.

4. The said contention was strongly opposed by the learned Government Advocate (Crl. Side) appearing for the respondent police. It was submitted that the quantity of ganja recovered from the petitioner, along with A4, is 21.680 kilograms, which by itself constitutes a commercial quantity. It was further submitted that there is ample material to aggregate the recovery made from A1 to A6, which comes to 32.980 kilograms of ganja. Therefore, the rigour of Section 37 of the NDPS Act squarely applies, and the petitioner has not made out any ground to satisfy the twin conditions prescribed under the said provision, therefore he prays to dismiss the bail application.



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5. I have given anxious consideration to the submissions made by the learned counsel appearing on either side and also perused the materials available on record

6. Considering the submissions made by the learned Government Advocate (Crl. Side), this Court finds that the quantity of ganja recovered from the petitioner, along with A4, is 21.680 kilograms, which itself is a commercial quantity. The petitioner has not placed any material before this Court to satisfy the twin conditions contemplated under Section 37 of the NDPS Act so as to overcome the statutory embargo on the grant of bail. In such circumstances, this Court is not inclined to enlarge the petitioner on bail.

7. Accordingly, the Criminal Original Petition is dismissed.

07-07-2026

JRS

To

1. The Sub-Inspector Of Police
Mappedu Police Station,
Thiruvallur. Crime No.64 of 2026

2. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

JRS

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