

CRL OP(MD). No.15690 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

WEB COPY

Dated : 29/07/2026

CORAM

THE HONOURABLE MR. JUSTICE K. RAJASEKAR

CRL OP(MD). No.15690 of 2026

Kanagaraj

... Petitioner/ Accused No.2

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Seithur Police Station,
Virudhunagar District.
Crime No.217 of 2026.

... Respondent/ Complainant

PRAYER :-

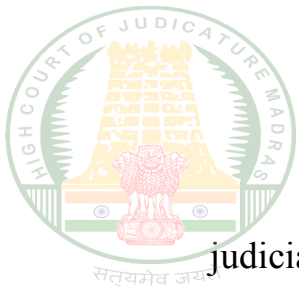
For Bail in Crime No.217 of 2026 on the file of the Respondent Police.

For Petitioner : M.Jothi Basu,
Advocate.

For Respondent : Mr.T.Lenin Kumar,
Government Advocate (Crl.Side)

ORDER : The Court made the following order :-

The petitioner/Accused No.2, who was arrested and remanded to



CRL OP(MD). No.15690 of 2026

judicial custody on 12.06.2026 for the alleged offence under Sections 8(c) r/w 20(b)(ii)(A) of NDPS Act, 1985, r/w Section 77 of the Juvenile Justice (Care and Protection of Children) Act, 2015, in Crime No.217 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 12.06.2026, at about 12.30 hours, while the respondent Police were on surveillance duty at Seithur near Star Recreation Club, on the way of Kadapodi Kanmai, to prohibit the sale of illegal substances, they found that the petitioner was in illegal possession of 30 gms of Ganja. Hence, the complaint has been registered.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and he has not committed any such offence as alleged by the prosecution and he has been falsely implicated in this case. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. He further submitted that the petitioner is incarceration from 12.06.2026 and the quantity involved in this case is a small quantity and Section 37 of the NDPS Act is not applicable to this case. Hence, he prayed for grant of bail to the



CRL OP(MD). No.15690 of 2026

petitioner.

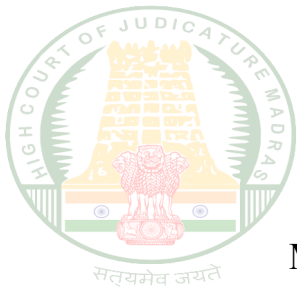
WEB COPY

4. The learned Counsel for State of TN (Criminal Side) appearing for the respondent police reiterated the prosecution case and reported that the petitioner illegally trafficked 30 gms of Ganja. He further submitted that the investigation in this case is still pending. Hence, he opposed to grant bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Considering the facts and circumstances of the case and the quantity recovered is a small quantity and Section 37 of the NDPS Act is not applicable to this case and also considering the the period of incarceration undergone by the petitioner from 12.06.2026, this Court is inclined to grant bail to the petitioner subject to certain conditions.

[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only) with two sureties each for a like sum to the satisfaction of the learned **Judicial**



CRL OP(MD). No.15690 of 2026

WEB COPY

Magistrate Court, Rajapalayam, Virudhunagar District,
and on further conditions that:

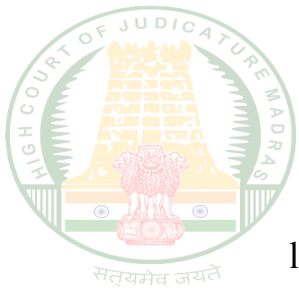
[b] the petitioner shall report before the respondent Police daily at 10.30 a.m., for a period of four weeks and thereafter, as and when required for interrogation.

[c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/she is suspected;

[d] the petitioner shall not abscond either during investigation or trial;

[e] the petitioner shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with



CRL OP(MD). No.15690 of 2026

WEB COPY

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].

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

29.07.2026

dss

TO

- 1.The Judicial Magistrate Court, Rajapalayam, Virudhunagar District,
- 2.The Superintendent, District Prison, Virudhunagar.
- 3.The Inspector of Police,
Seithur Police Station, Virudhunagar District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.15690 of 2026

K. RAJASEKAR,J

dss

ORDER
IN
CRL OP(MD) No.15690 of 2026

Date : 29/07/2026