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CRL OP No. 2817 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 06-02-2026

CORAM

THE HON'BLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 2817 of 2026

Lokesh

S/o. Saravana,

No.110 D Block Anna Salai Gandhi Nagar,

Chennai-600 002.

..Petitioner(s)

Vs

State rep by Inspector of Police,

D-1, Triplicane Police Station,

Chennai.

Crime No. 4 of 2026.

..Respondent(s)

Prayer: To enlarge the petitioner on bail pending investigation in Crime No.4 of 2026 on the file of the respondent and thus render Justice.

For Petitioner(s): P.Kiruthika

For Respondent(s): Mr.A.Gopinath
Government Advocate(Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 06.01.2026, for the alleged offence punishable under Sections 8(c) r/w. 20(b)(ii)



(B) of the NDPS Act, in Crime No.4 of 2026 on the file of the respondent police, seeks bail.

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2. The allegation against the petitioner is that the petitioner is alleged to have been found in possession of 1.150 Kgs of ganja and he was arrested and is in judicial custody from 06.01.2026.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been called to the police station for statistical purpose and the petitioner has been arrested in this case since he is having bad antecedents of IPC offences and the petitioner is in custody and is ready to cooperate with the investigation. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the petitioner is having 10 previous cases in which 2 are under NDPS Act. Hence, he opposed the grant of bail to the petitioner.

5. Considering the submissions made by the learned counsel on either side, the period of incarceration undergone by the petitioner, the fact that the quantity involved in this case is intermediate quantity and Section 37 of NDPS Act is not applicable and further the previous cases reported against the



petitioner are all IPC offences, except two cases under NDPS Act, this Court is inclined to grant bail to the petitioner.

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6. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with two sureties, for a like sum to the satisfaction of the *learned II Metropolitan Magistrate Court, Egmore, Chennai* 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 Trial Court daily at 10.30 a.m., for a period of four weeks.

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

[d] the petitioner shall not tamper with the 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 B.N.S.

06-02-2026

MPA

Note:

1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.



To

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1. II Metropolitan Magistrate Court, Egmore, Chennai.

2. State rep by Inspector of Police,

D-1, Triplicane Police Station,

Chennai.

Crime No. 4 of 2026.

3. The Superintendent,
Central Prison, Puzhal, Chennai.

4. The Public Prosecutor,
High Court, Madras.



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K.RAJASEKAR, J.

MPA

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