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CRL OP No. 8060 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 01-04-2026

CORAM

THE HONOURABLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 8060 of 2026

Tharun Kumar

Petitioner(s)

Vs

State Rep.by its,
The Inspector of Police,
PEW Guduvanchery Police Station,
Tambaram City, Chennai.
Cr.No.37/2026.

Respondent(s)

PRAYER

To enlarge the petitioner on bail in Cr.No.37/2026 on the file of the Respondent Police.

For Petitioner(s): M/S. S. Krishnamoorthy

For Respondent(s): Mr.S.Vinoth Kumar,
Govt.Advocate (crl Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 28.02.2026 for the alleged offences under Sections 8(c), 20(b)(ii)(B) and 29(1) of the Narcotic Drugs and Psychotropic Substances Act, 1985, in Crime No.37 of 2026 on the file of the respondent police, seeks bail.



2. The allegation against the petitioner is that he was found in possession of 4 kilograms of ganja. Hence, the case.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and has been falsely implicated in this case. He would further submit that the contraband seized falls within the intermediate quantity and that the petitioner has been in custody since 28.02.2026. It is his specific submission that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police, while opposing the grant of bail, reiterated the prosecution case and, on instructions, submitted that the petitioner has no bad antecedents and that the quantity involved is of intermediate nature.

5. I have given my anxious consideration to the submissions made by the learned counsel on either side.

6. Considering the period of incarceration undergone by the petitioner since 28.02.2026, the fact that the contraband seized falls within the intermediate quantity, and the fact that the petitioner has no bad antecedents,



this Court is inclined to enlarge the petitioner on bail, subject to certain conditions.

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7. Accordingly, the petitioner is ordered to be released on bail on executing a bond for a sum of Rs.25,000/- (Rupees Twenty-Five Thousand only) each, with two sureties each for a like sum, to the satisfaction of the learned Judicial Magistrate No.II, Chengalpattu, and subject to the following conditions:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent police everyday at 10.30 a.m. for a period of 30 days and thereafter as and when required for interrogation;

[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 aforementioned conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions had been imposed and the petitioner released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs.**



State of Kerala [(2005)13 SCC 283];

[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

01-04-2026

Index: Yes/No

Speaking/Non-speaking order

Neutral Citation: Yes/No

Jeni

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

1. The learned Judicial Magistrate No.II, Chengalpattu.
2. The Superintendent, Central Prison, Puzhal-II, Chennai.
3. The Inspector of Police, PEW Guduvanchery Police Station,
Tambaram City, Chennai.
4. The Public Prosecutor, High Court of Madras, Chennai.



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