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CRL OP No. 11999 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 13-05-2026

CORAM

THE HON'BLE MR.JUSTICE P. DHANABAL

CRL OP No. 11999 of 2026

Sivakumar

..Petitioner(s)

Vs

State rep by the Inspector of Police,
Vadalur Police Station,
Cuddalore District
Cr.No.87 of 2026

..Respondent(s)

Prayer: The Criminal Original Petition is filed under Section 483 of B.N.S.S., to enlarge the petitioner on bail in Cr.No.87 of 2026 on the file of the respondent police.

For Petitioner(s):

Mr.Navin Suresh

For Respondent(s):

Mr.R.Vinoth Raja
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 04.04.2026 for the offences punishable under Sections 8(c), 22(b) and 29(1) of NDPS Act in Cr.No.87 of 2026 on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the petitioner along with other accused were found to be in possession of 9 grams of methamphetamine. Hence, the case.

3. The learned counsel for the petitioner would contend that the petitioner is under judicial custody since 04.04.2026. He further submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Therefore he prayed to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) reiterated the prosecution case and submitted that 3 grams of methamphetamine was recovered from the petitioner. He further submitted that the petitioner has not got any previous cases. However, he opposed for grant of bail to the petitioner.

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

6. Considering the rival submissions made on either side and the nature of offence and the fact that the quantity involved is not a commercial quantity and that the petitioner has not got any previous cases and also taking into consideration the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner, subject to the following conditions:



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[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute 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 learned **District Munsif cum Judicial Magistrate, Kurinjipadi** and on further conditions that:

[b] the petitioner shall report before the respondent police daily at 10.30 a.m. until further orders;

[c] the petitioner shall not commit any offence similar to the offence of which she is accused, or suspected, or of the commission of which 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 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 B.N.S.2023.

13-05-2026

Anu

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.



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CRL OP No. 11999 of 2



To

1. The District Munsif cum Judicial Magistrate, Kurinjipadi
2. The Inspector of Police,
Vadalur Police Station,
Cuddalore District
3. The Superintendent
Cuddalore Central Prison
4. The Public Prosecutor,
Madras High Court.



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CRL OP No. 11999 of 2



P.DHANABAL, J.

Anu

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13-05-2026