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Crl.O.P.No.12567 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 14.05.2026

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THE HONOURABLE MR.JUSTICE P.DHANABAL

Crl.O.P.No.12567 of 2026

Jaganathan

...Petitioner

Vs.

State rep. by,
The Inspector of Police,
T-16, Nazarathpaet Police Station,
Poonamallee.
Crime No.54 of 2026.

...Respondent

Criminal Original Petition filed under Section 483 of BNSS, seeking to enlarge the petitioner on bail in Crime No.54 of 2026, pending on the file of the respondent police.

For Petitioner : Mr.S.Kartik

For Respondent : Mr.V.J.Priyadarsana
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 23.03.2026 for the offences punishable under Sections 20(b)(ii)(B) & 8(c) of the NDPS, 1985, in Crime No.54 of 2026, on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the petitioner was found in illegal possession of 1.250 Kgs of Ganja. Hence, the case.

3. Learned counsel for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case and that, he is in custody for about two months. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court and that the seized quantity is not a commercial quantity. Hence, he prayed that the petitioner may be released on bail.

4. Learned Government Advocate (Criminal Side) appearing for the respondent reiterated the prosecution case and submitted that there are two previous cases pending against the petitioner and the offences committed by the petitioner are of heinous in nature. Hence, he strongly opposed to grant bail to the petitioner.

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

6. Considering the rival submissions made by the learned counsel on either side, nature of offences and also considering the fact that though



there are two previous cases pending against the petitioner, as the same are not of similar nature and that the petitioner has been granted bail in those cases and further taking note of the fact that the quantity involved in this case is not a commercial quantity and also considering the period of incarceration of the petitioner from 23.03.2026, I am inclined to grant bail to the petitioner subject to the following conditions:

[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 **Judicial Magistrate No.I, Poonamalle** and on further conditions that:

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

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

14.05.2026

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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:

CrI.O.P.No.12567 of 2026



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1. The Judicial Magistrate No.I,
Poonamalle.
2. The Superintendent,
Central Prison, Puzhal, Chennai.
3. The Inspector of Police,
T-16, Nazarathpaet Police Station,
Poonamallee.
4. The Public Prosecutor,
High Court, Madras.



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P.DHANABAL, J.

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