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CRL OP No. 12994 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 25-06-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 12994 of 2026

Narayan Behera

..Petitioner

Vs

State Rep. By
The Inspector of Police
Walajapet Police Station,
Ranipet District
Crime No.285 of 2025

..Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Spl.S.C.No.331 of 2025 before the Special Court for EC/ NDPS Act Salem.

For Petitioner:

Mr.C.Deepakkumar

For Respondent:

Mr.S.Yogaraja Sekar
Counsel for Government of Tamil Nadu
(Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 16.07.2025 for the alleged offences under Sections 8(c) r/w 20(b)(ii)© and 29(1) of NDPS Act in Crime No.285 of 2025 on the file of the respondent police, seeks bail.



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2. The case of the prosecution is that the petitioner along with other accused were found in possession of 35 kgs of Ganja. Hence, the case.

3. The learned counsel for the petitioner submitted that the Petitioner is arrayed as A1 and there was recovery of 15 kg of ganja. However the respondent police clubbed the recoveries from the other accused and made it as commercial quantity which is contravention to certain legal principles and the presence of three separate recoveries. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that there are materials available for the travel of this petitioner jointly with the other accused from Orissa to Chennai and the case involves commercial quantity of contraband. Hence, he opposed the grant of bail to the Petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.



6. Considering the facts and circumstances of the case; taking note of the submission made by the learned Government Advocate (Crl.Side), from the submissions of the learned Govt counsel (Crl.Side) this Court could find so much of materials for the travel of this petitioner jointly from Orissa to Chennai. Therefore, as rightly contended by the learned Govt Advocate (Crl.Side) there are materials available connecting both the accused. In such view of the circumstances, this Court *prima facie* could not find any infirmity in clubbing all the three recoveries. In such view of the Commercial quantity, to overcome the rigour under section 37 of the NDPS Act, this Court could not find any material.

7. Accordingly, this Criminal Original Petition stands dismissed.

25-06-2026

SHL

To:

1. The Inspector of Police
Walajapet Police Station,
Ranipet District

2. The Special Court for EC/NDPS Act,
Salem

3. The Public Prosecutor
High Court of Madras



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C.KUMARAPPAN J.

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