



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23-06-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 15833 of 2026

Haribashkar S/o. Murugan,
Door No.82/158, Mettu Street No.2,
Dhadagapatty,
Salem Taluk and District

..Petitioner(s)

Vs

The State represented by:

The Inspector of Police
Annathanapatty Police Station,
Salem City, Salem District
[Crime No.210 of 2026]

..Respondent(s)

PRAYER: This Criminal Original Petition has been filed under Section 483 of B.N.S.S. praying to enlarge the petitioner on bail in Crime Number 210 of 2026, Annathanapatty Police Station, Salem City.

For Petitioner(s):	Mr. S.Mayilnathan
For Respondent(s):	Mr.S.Yogaraja Sekar, Government Advocate (Criminal side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 16.05.2026 for the alleged offences under Sections 8(c), 20(b)(ii)(B) and 29(1) of NDPS Act in Crime No.210 of 2026 on the file of the respondent police, seeks bail.



2. The *case of the prosecution* is that on 16.05.2026, when the respondent police conducted a search on secret information near Moonakaradu Water Tank near Salem South Taluk, they found the accused with illegal possession of 1.300 kgs of Ganja. There are totally 2 accused. Hence the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner, who is A1, is under incarceration since 16.05.2026 and the total recovery from the accused is only 1.300 kgs of Ganja, which comes under the intermediate quantity and the petitioner is ready to abide by any condition that may be imposed by this Court and hence prays for grant of bail to the petitioner.

4. The above said factum was not seriously disputed by the learned Government Advocate (Criminal side) appearing for the respondent police.

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

6. Considering the totality of circumstances, upon the fact that the quantity of contraband involved in this case comes under the intermediate quantity and the considering the incarceration period of the petitioner from 16.05.2026, this Court is inclined to enlarge him on bail, subject to the following stringent conditions:



7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (Rupees Twenty-five Thousand only) with two sureties each, for a like sum to the satisfaction of the **learned Special Judge for EC / NDPS Act cases, Salem** and on further conditions that:

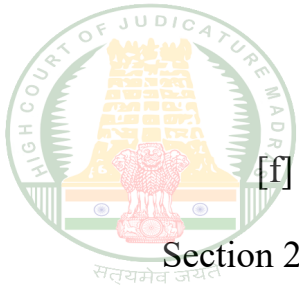
[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] **the petitioner shall sign before the respondent police daily at 10.30 a.m. and 5.30 p.m. for a period of two weeks and thereafter as and when requited by the investigation officer 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 pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283]:



[f] If the accused thereafter absconds, a fresh FIR can be registered under

Section 269 of B.N.S.

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MJS

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 Special Judge for EC / NDPS Act cases, Salem.
2. The Inspector of Police, Annathanapatty police station, Salem city, Salem district.
3. The Superintendent of Police, Central Prison, Salem.
4. The Public Prosecutor, High Court of Madras.



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C.KUMARAPPAN, J.

MJS

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