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CRL OP No. 16442 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-06-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 16442 of 2026

Jamrul Sheik

..Petitioner

Vs

State Rep.By
The Inspector of Police,
NIB-CID Villupuram Police Station,
Villupuram.
Crime No.5 of 2026

..Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime No.5 of 2026 on the file of the respondent police.

For Petitioner: Mr.S.Kasirajan

For Respondent: Mr.S.Yogaraja Sekar,
Counsel for Government of Tamil Nadu
(Criminal Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 12.03.2026 for the alleged offences under Sections 8 (c) r/w 20(b)(ii)(B) and 29(1) of the NDPS Act in Crime No.5 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner was found in possession of ganja weighing about 10.460 kilograms. Hence, the case.



3. The learned counsel appearing for the petitioner submitted that this is a case of recovery of 10.5 kg of ganja which is an intermediate quantity and that the petitioner has been remanded in judicial custody on 11.03.2026. He further submitted that the petitioner has been falsely implicated in the present case and that he has not committed any offence as alleged by the prosecution. 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 they would file the charge sheet in a short while and further objected that this petitioner being a native of West Bengal, there is difficulty to secure him for trial. He also fairly conceded that the petitioner has no previous case pending against him. However, 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), it is seen that



the quantity involved is of an intermediate quantity and considering the fact of the period of incarceration of the petitioner since 11.03.2026 and upon the further fact that there is no criminal antecedents against the petitioner, this Court is inclined to enlarge the petitioner on bail, subject to certain 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 (among two sureties, one should be a blood surety and one should be a local surety)**, for a like sum to the satisfaction of the **learned Special Court for Trial of NDPS Act at Villupuram**, 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 report before the respondent police daily at 10.30 a.m., until further orders;

[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



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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.

30-06-2026

SHL

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 Court for Trial of NDPS Act at Villupuram.

2. The Superintendent
Central Prison, Cuddalore

3. The Inspector of Police,
NIB-CID Villupuram Police Station,
Villupuram.

4. The Public Prosecutor
High Court of Madras



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C.KUMARAPPAN J.

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30-06-2026