



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 02-07-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 16877 of 2026

Iyappan @ Kaka Karthik

..Petitioner(s)

Vs

The State Rep By,
The Inspector of Police
Ayapakkam Police Station,
Avadi District.
Crime No.110/2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of the Bharatiya Nagarik Suraksha Sanhita, 2023, pleaded to enlarge the petitioner/accused on bail in Crime No.110 of 2026 on the file of the respondent police.

For Petitioner(s):

Mr.G.Aijithkumar

For Respondent(s):

Mr.S.Yogaraja Sekar

Government Advocate (Criminal side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 29.05.2026 for the alleged offences under Sections 8 (c) r/w 20 (b) (ii) (B), 25 and 29 (1) of NDPS Act, 1985 in Crime No.110 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner, along with the other accused was found in illegal possession of 1.200 kg of Ganja. Hence the case.



3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been in custody since 29.05.2026. He further submitted that the petitioner is ready to abide by any stringent condition that may be imposed by this Court and ready to co-operate for investigation. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution case and, upon instructions, submitted that four previous cases have been registered against the petitioner, comprising three cases of theft and case of hurt. Hence, he opposed for grant of bail to the petitioner.

5. Although the petitioner has four previous cases, none of them are similar in nature. Therefore, considering his incarceration since, 29.05.2026, and that the total recovery of contraband constitutes an intermediate quantity, this court is of the firm view that his further custody is not necessary. Consequently, this Court is inclined to grant bail to the petitioner with certain conditions.

6. 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 **Judicial Magistrate, Ambattur**, and subject to the following conditions:



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[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 take appropriate action against the petitioner in accordance with law as if the conditions had been imposed and the petitioner released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in *P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]*;

[f] if the petitioner thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

02-07-2026

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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.



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CRL OP No. 16877 of 2



C.KUMARAPPAN, J.

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To

1.The Judicial Magistrate, Ambattur.

2.The Superintendent of Prison,
Central Prison, Puzhal II.

3.The Inspector of Police
Ayapakkam Police Station,
Avadi District.

4.The Public Prosecutor
High Court of Madras.

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