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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 05-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 27821 of 2026

CNR: {HCMA012292682026}

Ramesh @ Rakki
S/o.Murugesan,
No. 1765, Annai Anjugam Nagar,
Chettimanapam,
Kumbakkonam.

Case QR

..Petitioner(s)

Vs

The State Rep. by The Inspector of Police
NIB CID,
Chennai.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 482 of BNSS praying to enlarge the petitioner on bail in CC No.975 of 2024 on the file of II additional NDPS Court, Chennai District, on such terms and conditions as this Honble Court.

For Petitioner(s): Mr.P.Chandrasekar

For Respondent(s): Mr.M.M.I.Khaleel
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 28.10**.2024** for the alleged offences punishable under **Sections 8(c) read with Section 20(b)(ii)©, 29(1) and 25 of NDPS Act in CC No.975 of 2024 on the file of II additional NDPS Court, Chennai District** with respect to C.C.No.975 of 2024, seeks regular bail.

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2. The case of the prosecution is that the petitioner along with other accused persons were found in possession of 303 kgs of ganja. . Hence, the complaint.

3. The learned counsel for the petitioner submits that the petitioner is an innocent and has been falsely implicated in this case. He further undertakes that the petitioner will strictly abide by any stringent conditions imposed by this Court and will co-operate with the investigation. He further submitted that there is no recovery from the petitioner and he was implicated based on the confession statement of the arrested accused.

4. The learned Government Advocate (Criminal Side) appearing for the respondent state strongly opposes the grant of bail and also filed a detailed counter

5. Heard the learned counsel appearing for the petitioner and perused the materials available on record.

6. On perusal of the counter, it revealed that total recovery was 303 kgs of ganja (ie each 101 kgs from A1 to A3) and the other accused A4, A5 and A6 were implicated based on the confession statement of A1 to A3. Further, it is seen that A1 to A3 were released on statutory bail due to non filing of final

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report in time. Further, even according to the counter, there is no recovery from the petitioner. Hence, considering the facts and circumstances of the case and the period of incarceration undergone by the petitioner from 28.10.2024, this Court is inclined to grant bail to the petitioner, subject to strict 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 Judicial Magistrate No.II, Additional NDPS Court at Chennai,** and on further conditions that:

[a] the sureties shall affix his 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 his identity;

(b) the petitioner shall report before the trial Court on all working days 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 law as if the

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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.

05-11-2026

SMA

To

1.Judicial Magistrate No.II, Additional NDPS Court at Chennai

2.The Inspector of Police
NIB CID,
Chennai.

3. The Superintendent,
Central Prison, Trichy.

4. The Public Prosecutor,
Madras High Court.

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N.RAMESH, J.

SMA

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