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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 30-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 31525 of 2026

Harish,
S/o.Baskar,
Old No.109/B1, New No.20/B1,
Dr.Ranga Road,
Mylapore, Chennai-600 004. ...Petitioner/Accused

Vs

The State Rep by:
The Inspector of Police,
E-2, Royapettah Police Station. ...Respondent/Complainant
Crime No.280 of 2026.

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner/accused on bail in Crime No.280 of 2026 dated 24.09.2026 pending on the file of the Respondent Police.

For Petitioner(s): Mr.P.Muthamizhselvakumar

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 24.09.2026 for the alleged offence under Section 8(c) r/w 20(b)(ii)(B), 25, 29(1) of NDPS Act, in Crime No. 280 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that the petitioner was found in possession of 1.800 Kgs of Ganja (Intermediate Quantity) for sale. Hence, the case.

3. The learned counsel appearing for the petitioner 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 also 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 two previous cases are pending against the petitioner. 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; and taking note of the fact that the quantity of ganja is an intermediate quanitity; considering the fact that there are two previous cases are pending against the petitioner and considering the period of incarceration of the petitioner since 24.09.2026, this

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Court is of the firm view that further incarceration of the petitioner is not required. Hence, this Court is inclined to grant bail to the petitioner, 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**, for a like sum to the satisfaction of the **learned XVIII Metropolitan Magistrate, Saidapet,** 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., for a period of 30 days and thereafter as and when required 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

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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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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 XVIII Metropoliatn Magistrate,
Saidapet.

2.The Inspector of Police,
E-2, Royapettah Police Station.

3.The Superintendent,
Central Prison, Puzhal-II, Chennai.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

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