WEB COPY

Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.11.2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL.O.P.No.34173 of 2026

CNR: {HCMA012744912026}

Manikandan

Case QR

..Petitioner

Vs

The State Rep. by, the Inspector of Police,
T5, Thiruverkadu Police Station,
Avadi District.
Crime No.329 of 2026.

..Respondent

PRAYER: To enlarge the petitioner on bail in connection with the above said Cr.No.329 of 2026 on the file of the Respondent Police and thus render justice.

For Petitioner : Mr.M.Vijayakumar

For Respondent : Mr.M.M.I.Khaleel,
Government Advocate (Crl.side).

ORDER

The petitioner/A1, who was arrested and remanded to judicial custody on 01.10.2026 for the alleged offences punishable under Sections 8(c) read with 20(b)(ii)(B) and 29(1) of the Narcotic Drugs and Psychotropic Substances Act, 1985, in Crime No.329 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner/A1 along with the co-accused and found them in illegal possession of 1.200 kgs of ganja for the purpose of unlawful sale. Hence, the case.

https://www.mhc.tn.gov.in/judis

WEB COPY

Order QR

3. The learned counsel for the petitioner would submit that the petitioner is arrayed as A1 and is an innocent person who has been falsely implicated in this case. He would further submit that the contraband allegedly seized is 1.200 kgs of ganja, which is an intermediate quantity, and that the petitioner has been languishing in judicial custody since 01.10.2026. Hence, he prays for grant of bail to the petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the petitioner along with the co-accused was caught red-handed in illegal possession of 1.200 kgs of ganja and that the petitioner has one previous case pending against him. He would further submit that the investigation is still pending and hence, he vehemently opposed the grant of bail.

5. Heard the learned counsel appearing on either side and perused the materials available on record.

6. Considering the facts and circumstances of the case, the fact that the contraband involved is 1.200 kgs of ganja which falls under intermediate quantity (not attracting the rigour of Section 37 of the NDPS Act), and also taking note of the period of incarceration undergone by the petitioner from 01.10.2026, this Court is inclined to grant bail to the petitioner.

https://www.mhc.tn.gov.in/judis

WEB COPY

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 Court-II, Poonamallee,** 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 his 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 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.

20.11.2026

kmm

https://www.mhc.tn.gov.in/judis

WEB COPY

Order QR

N.RAMESH, J.

kmm

To

1. The Inspector of Police,
T5, Thiruverkadu Police Station,
Avadi District.

2. The Judicial Magistrate Court-II, Poonamallee.

3. The Superintendent,
Central Prison, Puzhal.

4. The Public Prosecutor,
Madras High Court.

CRL.O.P.No.34173 of 2026

20.11.2026

https://www.mhc.tn.gov.in/judis