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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.34157 of 2026

CNR: {HCMA012780332026}

1. Santhosh Kumar Malik

2. Sangram Kumar Subudhi

Case QR

..Petitioners

Vs

State By, The Inspector of Police,
Sulur Police Station,
Coimbatore.
Cr.No.820 of 2026

..Respondent

PRAYER: To enlarge the petitioners on bail, pending investigation in Cr.No.820 of 2026, on the file of the Inspector of Police, Sulur Police station, Coimbatore and thus render justice.

For Petitioners : Mr.M.Saravanakumar

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

ORDER

The petitioners, who were arrested and remanded to judicial custody on 19.10.2026 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. 820 of 2026, on the file of the respondent police, seek bail.

2. The case of the prosecution is that the petitioners and found them in illegal possession of 1 kg of ganja for the purpose of unlawful sale. Hence, the

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case.

3. The learned counsel for the petitioners would submit that the petitioners are innocent persons and have been falsely implicated in this case. He would further submit that the contraband allegedly seized is only 1 kg of ganja, which is a non-commercial quantity, that the petitioners have no previous antecedents, and that they have been languishing in judicial custody since 19.10.2026. Hence, he prays for grant of bail to the petitioners.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the petitioners were caught red-handed in illegal possession of 1 kg of ganja, and the investigation is still pending. However, he fairly conceded that there is no previous case pending against the petitioners.

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 only 1 kg of ganja (not attracting the rigour of Section 37 of the NDPS Act), the fact that the petitioners have no previous antecedents, and also taking note of the period of incarceration undergone by the petitioners from 19.10.2026, this Court is inclined to grant bail to the petitioners.

7. Accordingly, the petitioners are ordered to be released on bail on their executing a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand**

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only) with two sureties, of whom one shall be a local surety and the other shall be a relative surety, each for a like sum to the satisfaction of the **learned Essential Commodities Court, Coimbatore,** 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 petitioners shall report before the respondent police daily at 10:30 A.M. until further orders;

[c] the petitioners shall not abscond either during investigation or trial;

[d] the petitioners 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 petitioners in accordance with law as if the aforementioned conditions have been imposed and the petitioners 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];**

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N.RAMESH, J.

kmm

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

20.11.2026

kmm

To

1. The Inspector of Police,
   Sulur Police Station,
   Coimbatore.

2. The Essential Commodities Court, Coimbatore.

3. The Superintendent,
   Central Jail, Coimbatore.

4. The Public Prosecutor,
   Madras High Court.

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