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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.11.2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL.O.P.No.34353 of 2026

CNR: {HCMA012785582026}

Sibanisahkar Nayak

..Petitioner

Vs

Case QR

The State rep by the Inspector of Police,
Tirupur North Police Station,
Tiruppur City.
Cr.No.950/2026.

..Respondent

PRAYER: To enlarge the petitioners on bail in connection with Crime No.950/2026 on the file of the respondent, Tiruppur North, Tiruppur City.

For Petitioner : Mr.M.Rajasekar

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

ORDER

The petitioner/A1, who was arrested and remanded to judicial custody on 13.10.2026 for the offences punishable under Sections 8(c) r/w 20(b)(ii)(B) and 29(1) of the NDPS Act, 1985, in Crime No.950 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner along with the co-accused was found in possession of 6 kgs of ganja. Hence, the case.

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3. The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and has been falsely implicated in this case. He would further submit that the contraband involved is an intermediate quantity, the co-accused/A2 has already been granted bail by this Court in Crl.O.P.No.32471 of 2026, and the petitioner has been in judicial custody from 13.10.2026. Hence, he prays for grant of bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that the investigation is almost completed and further submitted that the petitioner has one previous case of similar nature pending against him. However, he fairly conceded that the co-accused/A2 was already released on bail by this Court in Crl.O.P.No.32471 of 2026, and vehemently opposed the grant of bail to the petitioner.

5. Considering the facts and circumstances of the case, the nature of the contraband involved being an intermediate quantity, the fact that the co-accused/A2 has already been enlarged on bail by this Court in Crl.O.P.No.32471 of 2026, and also taking into account the period of incarceration suffered by the petitioner from 13.10.2026, this Court is inclined to grant bail to the petitioner.

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 III, Tiruppur,** and on further conditions that:

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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 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.

23.11.2026

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N.RAMESH, J.

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To

1. The Inspector of Police,
Tirupur North Police Station,
Tiruppur City.

2. The Judicial Magistrate III, Tiruppur.

3. The Superintendent,
Central Jail, Coimbatore.

4. The Public Prosecutor,
Madras High Court.

CRL.O.P.No.34353 of 2026

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