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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.34136 of 2026**

*CNR: {HCMA012790902026}*

Sunil Godika

..Petitioner

Vs

Case QR

The State rep by the Inspector of Police,
PEW Ambattur Unit,
Tiruvallur.
Crime No.206/2026.

..Respondent

**PRAYER:** To enlarge the petitioner on bail in Crime No.206 of 2026 on the file of the PEW Ambattur Unit, Tiruvallur the respondent herein the above case and pass such further or other orders as deem fit in the proper circumstances of the case.

For Petitioner : Mr.D.Sugumar

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

**ORDER**

The petitioner/A1, who was arrested and remanded to judicial custody on 14.10.2026 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. 206 of 2026, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 14.10.2026, the respondent police intercepted the petitioner/A1 along with the co-accused (A2) and found



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them in illegal possession of a total quantity of 14 kgs of ganja, out of which 8 kgs of ganja was recovered from the possession of the petitioner/A1 and 6 kgs of ganja was recovered from A2. Hence, the case.

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 total contraband involved is 14 kgs of ganja (8 kgs from A1 and 6 kgs from A2), which falls under the category of intermediate quantity, and that the petitioner has been languishing in judicial custody since 14.10.2026. He would also submit that the co-accused/A2, from whom 6 kgs of ganja was recovered, has already been granted bail by the learned Principal Special Judge, Principal Special Court under EC & NDPS Act, Chennai, by order dated 18.11.2026. 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 8 kgs of ganja was recovered from the direct possession of the petitioner/A1 out of the total contraband of 14 kgs, and the investigation is still pending. Therefore, he vehemently opposed the grant of bail.

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



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6. Considering the facts and circumstances of the case, the fact that the contraband involved is an intermediate quantity (not attracting the rigour of Section 37 of the NDPS Act), the period of incarceration undergone by the petitioner from 14.10.2026, and also taking note of the fact that the co-accused/A2 has already been enlarged on bail by the learned Principal Special Judge, Principal Special Court under EC & NDPS Act, Chennai, vide order dated 18.11.2026, this Court is inclined to grant bail to the petitioner.

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 Principal Special Court under EC & NDPS Act, Chennai,** 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;



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**N.RAMESH, J.**

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[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

To

1. The Inspector of Police,
PEW Ambattur Unit,
Tiruvallur.

2. The Principal Special Court under EC & NDPS Act, Chennai.

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

4. The Public Prosecutor,
Madras High Court.

**CRL.O.P.No.34136 of 2026**



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