WEB COPY

Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 24.11.2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL.O.P.No.34375 of 2026

CNR: {HCMA012791742026}

Ragul

Case QR

..Petitioner

Vs

The State rep by the Inspector of Police,
T-17, Perumbakkam Police Station,
Chennai.
Crime No.445 of 2026.

..Respondent

PRAYER: To enlarge the petitioner on bail pending investigation in Crime No.445 of 2026 on the file of the Respondent.

For Petitioner : Mr.D.Pulikesi

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

ORDER

The petitioner, who was arrayed as Accused No. 2 (A2) and was arrested and remanded to judicial custody on 12.10.2026 for the alleged offences punishable under Sections 8(c), 20(b)(ii)(A), 22(a), and 29(1) of the Narcotic Drugs and Psychotropic Substances (NDPS) Act, 1985, read with Section 123 of the Bharatiya Nyaya Sanhita (BNS), 2023, in Crime No.445 of 2026 on the file of the respondent police, seeks bail.

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

WEB COPY

Order QR

2. The case of the prosecution is that on 12.10.2026, based on secret information, the respondent police intercepted the accused persons and seized 50 grams of ganja and one strip containing nine Tapentadol 100 mg tablets from Accused No. 1 (A1). During the course of investigation, it was alleged that both A1 and the petitioner (A2) had procured ganja from known persons in Andhra Pradesh and pain relief tablets from Mumbai, and were supplying them to customers for money. Based on the same, a case in Crime No.445 of 2026 was registered and the petitioner was arrested and remanded to judicial custody on 12.10.2026.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case solely based on the alleged confession statement of the co-accused (A1). He further submitted that no contraband was recovered directly from the possession of the petitioner (A2), and even the contraband allegedly seized from A1, namely 50 grams of ganja and nine Tapentadol tablets, constitutes only a small quantity. He also submitted that the petitioner has been in judicial custody since 12.10.2026, the major portion of the investigation is completed, and the petitioner is ready to abide by any stringent conditions imposed by this Court. Hence, he prayed for the grant of bail.

4. Per contra, the learned Government Advocate (Crl. Side) appearing for the respondent police opposed the grant of bail and submitted that the petitioner (A2) along with A1 procured ganja from Andhra Pradesh and Tapentadol

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

WEB COPY

Order QR

tablets from Mumbai for illegal sale to customers. He further submitted that the petitioner has two previous cases pending against him and therefore prayed for dismissal of this petition.

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 seized from A1 is 50 grams of ganja and nine Tapentadol 100 mg tablets (which is a small quantity and does not attract the statutory bar under Section 37 of the NDPS Act), no recovery was effected directly from the petitioner (A2), the major part of the investigation is completed, and also taking into account the period of incarceration suffered by the petitioner since 12.10.2026, this Court is inclined to grant bail to the petitioner, subject to stringent 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,** each for a like sum to the satisfaction of the **learned II Judicial Magistrate, Alandur, 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;

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

WEB COPY

Order QR

[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.

24.11.2026

kmm

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.

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

WEB COPY

Order QR

To

1. The Inspector of Police,
   T-17, Perumbakkam Police Station,
   Chennai.

2. The II Judicial Magistrate, Alandur, Chennai.

3. The Superintendent,
   Central Prison, Puzhal.

4. The Public Prosecutor,
   Madras High Court.

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

WEB COPY

Order QR

N.RAMESH, J.

kmm

CRL.O.P.No.34375 of 2026

24.11.2026

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