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IN THE HIGH COURT OF JUDICATURE AT MADRAS

**DATED: 24.11.2026**

CORAM

**THE HON'BLE MR.JUSTICE N.RAMESH**

**CRL.O.P.No.34570 of 2026**

*CNR: {HCMA012818642026}*

1. Vijay
2. Venkatesan
3. Dass @ Doss

Case QR

..Petitioners

Vs

The State rep by the Inspector of Police,
Kottakkuppam Police Station,
Villupuram District.
Cr.No.342/2026.

..Respondent

**PRAYER:** To enlarge the petitioners on bail in Crime No.342 of 2026 on the file of Kottakuppam Police Station, Villupuram District, and pass such other suitable orders as this Court deems fit and proper under the circumstances of the case.

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

**ORDER**

The petitioners/A2 to A4, who were arrested and remanded to judicial custody on 31.10.2026 for the alleged offences punishable under Section 8(c) read with Section 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985, in Crime No.342 of 2026 on the file of the respondent police, seek bail.



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2. The case of the prosecution is that on 31.10.2026, the respondent police intercepted the accused persons and seized 1 kg and 250 grams of ganja from their possession. Hence, the complaint.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent persons and they have been falsely implicated in this case. He would further submit that the contraband involved in this case is only 1 kg and 250 grams of ganja, which is an intermediate quantity just above the small quantity limit, and therefore the statutory bar under Section 37 of the NDPS Act is not attracted. He would further submit that the petitioners have been suffering incarceration from 31.10.2026 and are ready to abide by any stringent conditions imposed by this Court. Hence, he prays for grant of bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent would submit that the petitioners along with A1 were found in illegal possession of 1 kg and 250 grams of ganja and the investigation is almost completed. However, he vehemently opposed for grant of bail to the petitioners.

5. Heard the learned counsel appearing for the petitioners and the learned Government Advocate (Criminal Side) appearing for the respondent and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case, the period of incarceration suffered by the petitioners from 31.10.2026, the stage of investigation, and the fact that the contraband seized is 1 kg and 250 grams of



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ganja which is an intermediate quantity where the rigour of Section 37 of the NDPS Act is not attracted, 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 only) with two sureties,** each for a like sum to the satisfaction of the **learned Principal Special Court for EC & NDPS Act, Villupuram Court,** 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 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];**



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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.

**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.

To

1. The Inspector of Police,
   Kottakkuppam Police Station,
   Villupuram District.

2. The Principal Special Court for EC & NDPS Act, Villupuram Court.

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

4. The Public Prosecutor,
   Madras High Court.

**CRL.O.P.No.34570 of 2026**



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