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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 26.11.2026

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THE HON'BLE MR.JUSTICE N.RAMESH

CRL.O.P.No.34947 of 2026

CNR: {HCMA012850252026}

Aniruth

..Petitioner

Vs

Case QR

The State rep by its Inspector of Police,
PEW, Hosur Police Station,
Krishnagiri District, Tamil Nadu.
Crime No.343 of 2026.

..Respondent

PRAYER: To enlarge the petitioner on Bail pending investigation in Crime No.343 of 2026 on the file of the Respondent police and pass such further or other orders as this Court deems fit and proper in the facts and circumstances of the case and thus render Justice.

For Petitioner : Mr.S.Elang Suriyan

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 17.10.2026 for the alleged offences punishable under Sections 8(c) and 20(b)(ii)(B) of the Narcotic Drugs and Psychotropic Substances Act, 1985, in Crime No.343 of 2026 on the file of the respondent police, seeks bail.

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2. The case of the prosecution is that on the date of occurrence, the petitioner along with the other accused were found in illegal possession of 400 grams of ganja. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case. He contended that the contraband allegedly seized is an intermediate quantity and not a commercial quantity, and that the petitioner has no previous cases to his credit. He further submitted that the petitioner has been languishing in judicial custody since 17.10.2026 and is ready to abide by any stringent conditions imposed by this Court, and therefore prayed for the grant of bail.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the respondent police opposed the grant of bail and submitted that the petitioner along with the co accused were caught in possession of 400 grams of ganja/hashish oil, and that the investigation is still pending. However, he fairly conceded that the petitioner has no previous cases pending against him.

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

6. Taking into consideration the facts and circumstances of the case, the fact that the contraband involved is of an intermediate quantity which does not attract the statutory bar under Section 37 of the NDPS Act, the absence of any

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previous criminal antecedents against the petitioner, and considering the period of incarceration undergone by the petitioner from 17.10.2026, 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 Judicial Magistrate-II (JM-II), Hosur,** 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;

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

26.11.2026

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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

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1. The Inspector of Police,
   PEW, Hosur Police Station,
   Krishnagiri District, Tamil Nadu.

2. The Judicial Magistrate-II (JM-II), Hosur.

3. The Superintendent,
   Central Prison, Salem.

4. The Public Prosecutor,
   Madras High Court.

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N.RAMESH

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