



CRL OP(MD). No.803 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 12/01/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Muthukumar

... Petitioner/Accused

Vs

The State of Tamilnadu Rep.,
By, The Inspector of Police,
T.Kallupatti Town Police Station,
Madurai District.

... Respondent/Complainant

For Petitioner : M/s. Pandeeswaran.S.,
Advocate.

For Respondent : Mr.A.S.Abul Kalaam Azad,
Government Advocate (Crl.Side)

PRAYER :-

C-32AB. For Anticipatory Bail in Crime No. 242
of 2025 on the file of the respondent police...

ORDER : The Court made the following order :-



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WEB COPY The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 8(c), 20(b)(ii)(B), 29(1) and 25 of NDPS Act, in Crime No.242 of 2025, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner was found in illegal custody of 2.1 kgs Ganja. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he is no way connected with the alleged occurrence as stated by the prosecution. He further submitted that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.



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4. The learned Government Advocate (Crl. side) submitted that the entire property has been recovered and one previous case is pending against the petitioner. Hence, he opposed to grant anticipatory bail to the petitioner.

5. Taking into consideration of the facts and circumstances of the case and the contraband seized from the petitioner is not commercial quantity, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each, for a like sum to the satisfaction of the learned Judicial Magistrate, Peraiyur, within a period of fifteen days from the date on which the order copy is made ready and on further conditions that:



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[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book 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 evidence or witness either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners 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)AIR SCW 5560];



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[f] If the accused thereafter absconds,
a fresh FIR can be registered under Section
269 BNS.

12.01.2026

PJL

To

1. Judicial Magistrate,
Peraiyur.

2.The Inspector of Police,
T.Kallupatti Town Police Station,
Madurai District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY, J

PJL

ORDER
IN
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