



CRL OP(MD). No.2176 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 04/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

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Malik Feroskhan

... Petitioner/Accused

Vs

State of Tamilnadu Rep by ,
The Inspector of Police,
Arumuganeri Police Station,
Thoothukudi District.
(In Crime No.14 of 2026)

... Respondent/Complainant

For Petitioner : Mr.SMA.Jinnah

For Respondent : Mr.E.Antony Sahayar Prabahar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No.14 of 2026 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 07.01.2026 for the offences punishable under Sections 8(C), r/w. 20(b)(ii)(A), 25, 29(1) of NDPS Act and Section 77 of JJ Act, in Crime No.14 of 2026 on the file of the respondent police, seek bail.

2. The case of the prosecution is that the petitioner along with other accused was found to be in illegal possession of 110 grams of ganja. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is in judicial custody from 07.01.2026. Hence, he seeks bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner was found to be in illegal possession of 110 grams of ganja. He



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further submitted that no previous case is pending against the petitioner.

However, he opposed for grant of bail to the petitioner.

5. Taking into consideration of the fact that there is no previous case pending against the petitioner and also considering the fact that the present case does not involve commercial quantity , this Court is inclined to grant bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail on executing 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 Special Court for Exclusive Trial of Cases under POCSO Act, Thoothukudi, and on further conditions that :-

[a] the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar 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.



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[c] the petitioner shall not tamper with the evidence or witness either during investigation or trial.

[d] the petitioner shall not abscond 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 petitioner in accordance with law as if the conditions have been imposed and the petitioner is 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].

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

(S S Y J)
04.02.2026

jbr



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TO
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1. The Special Court for Exclusive Trial of Cases
under POCSO Act, Thoothukudi.
2. The Superintendent, Cental Prison,
Palayamkottai, Tirunelveli.
3. The Inspector of Police,
Arumuganeri Police Station,
Thoothukudi District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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S.SRIMATHY,J

jbr

ORDER
IN
CRL OP(MD) No.2176 of 2026

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