



CRL OP(MD). No. 5923 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 26.03.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

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1.Gowtham Prabakaran
2.Karuppasamy @ Karuppan @ Karuppi. ...Petitioners/Accused
Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Muthaiahpuram Police Station,
Thoothukudi District.
(Crime No. 87 of 2026) ...Respondent/Complainant

For Petitioners : Mr.S.Suresh Manickam
Advocate.

For Respondent : Mr.B.Nambi Selvan
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No. 87 of 2026 on the file of the respondent police.



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ORDER : The Court made the following order :-

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The petitioners / Accused, who were arrested and remanded to judicial custody on 03.03.2026 for the offences punishable under Section 8(c) r/w 20(b)(ii)(B) of NDPS Act and 296(b), 132, 351(3) of BNS and 25(1A) of Arms Act in Crime No. 87 of 2026 on the file of the respondent police, seek bail.

2. The case of the prosecution is that on 03.03.2026, the petitioners and other accused were in illegal joint possession of 1.250 kgs of ganja. Hence the case.

3. The learned counsel appearing for the petitioners would submit that the petitioners are innocent and they were falsely implicated in this case and they have not committed any offence as alleged by the prosecution. He would further submit that no contraband was recovered from the petitioner and based on the confession of the co-accused, the petitioners have been arrested and remanded to judicial custody on 03.03.2026. Therefore, prayed to grant bail for the petitioners.



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4. The learned Additional Public Prosecutor appearing for the respondent would submit that the petitioners and other accused were in illegal joint possession of 1.250 kgs of ganja and based on the confession of the co-accused, the petitioners have been arrested and they have no previous case. He would further submit that the investigation is pending and hence, he strongly opposed to grant bail to the petitioners.

5. This Court heard both sides and perused the materials available on record.

6. Considering the rival submissions made by the learned counsel on either side, nature of offence, and considering the facts that based on the confession of the co-accused, the petitioners have been implicated in this case and were arrested and they have no previous case and also considering the period of incarceration undergone by the petitioners, this Court is inclined to grant bail to the petitioners subject to the following conditions:

[a] Accordingly, the petitioners are ordered to be



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released on bail on condition to 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 -II, Thoothukudi, and on further conditions that:

[b] the petitioners shall report before the respondent police daily at 10.30 a.m., for a period of thirty days and thereafter as and when required for interrogation;

[c] the petitioners shall not commit any offence similar to the offence of which they are accused, or suspected, or of the commission of which they are suspected;

[d] the petitioners shall not abscond either during investigation or trial;

[e] the petitioners shall not directly or indirectly make any inducement, threat or promise to any person acquainted with the facts of the case so as to dissuade her from disclosing such facts to the Court or to any police officer or tamper with the evidence;

[f] On breach of any of the aforesaid conditions, the learned Judicial Magistrate/Trial Court is entitled to take



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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].

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

(P D B J)
26.03.2026

apd

To

- 1.The Judicial Magistrate -II, Thoothukudi.
- 2.The Inspector of Police,
Peraiyur Police Station,
Ramanathapuram.
3. The Superintendent, District Jail, Perurani, Thoothukudi.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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apd

ORDER
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