



CRL OP(MD). No.9036 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 27.03.2026

PRESENT

THE HONOURABLE MR. JUSTICE P. DHANABAL

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Chellaveer

...Petitioner/Accused

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
SS Colony Police Station
Madurai City
(Crime No. 621 of 2024)

...Respondent/Complainant

For Petitioner : Mr.J.Selvam

For Respondent : Mr.B.Nambi Selvan

Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No. 621 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

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The petitioner / Accused, who was arrested and remanded to judicial custody on 23.09.2024 for the offences punishable under Sections 8(c) r/w. 20(b)(ii) (C) and Section 29(1) of NDPS Act in Crime No.621 of 2024 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner along with other accused were found in illegal possession of 11 plastic pockets full of ganja in total 22kgs. . Hence the case.

3. The learned counsel for the petitioner would submit that the respondent police has registered a false case against the petitioner and he has not committed any offence as alleged by the prosecution. He would further submit that the respondent police has not followed Sections 42,50,52A and 57 of NDPS Act and the name of the petitioner does not found place in the First Information Report. The petitioner has been arrested and remanded to judicial custody on 23.09.2024. Hence, he prays to grant bail to the petitioner.



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4. The learned Additional Public Prosecutor appearing for the respondent would submit that petitioner along with other accused were found in illegal possession of 22kgs of ganja which is a commercial quantity. There are materials available as against the petitioner. Hence, he opposed to grant bail to the petitioner.

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 and also the considering the fact that no contraband was recovered from this petitioner and only based on CDR report this petitioner has been implicated as an accused and even as per the case of prosecution the alleged recovery is made on different time and at different place and the same have been clubbed together and further the co-accused in this case was granted bail by this Court and also taking into consideration the period of incarceration and also the fact as on date no previous case is pending against the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:



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[a] Accordingly, the petitioner is ordered to be 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 I Additional Special Judge of EC and NDPS Act Cases, Madurai and on further conditions that:

[b] the petitioner shall report before the trial Court on all working days at 10.30 a.m., and 5.30 pm., until further orders.

[c] the petitioner shall not commit any offence similar to the offence of which he is accused, or suspected, or of the commission of which he is suspected;

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

[e] the petitioner 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 petitioner in accordance with law as if the 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)AIR SCW 5560].

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

(P D B J)
27.03.2026

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To

- 1.The I Additional Special Judge of EC and NDPS Act Cases, Madurai
- 2.The Inspector of Police,
SS Colony Police Station
Madurai City
3. The Superintendent, Central Prison, Madurai
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J

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ORDER
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