



CRL OP(MD). No.10653 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 19/06/2026

PRESENT

The HONOURABLE **MR. JUSTICE P. DHANABAL**

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Elango @ Elangovan,
S/o.Yosanai,
Vellaimalaipatti,
Usilampatti Taluk,
Madurai District..

... Petitioner/Accused No.3

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
Sindhupatti Police Station,
Madurai District.
Crime No.38 of 2020..

... Respondent/Complainant

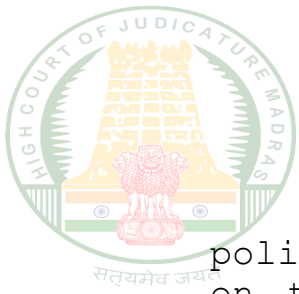
For Petitioner : Mr.K.Raghul Priyan,
Advocate.

For Respondent : Mr.G.Ganesh Kumar,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

C-32B. to enlarge he petitioner on bail n
Crime no.38/2020 on the file of the Respondent



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police in Connection with the C.C.No.29 of 2021 on the file of II Additional Special Court for Trial of NDPS Act cases, Madurai and pass such other orders as this....

ORDER : The Court made the following order :-

The petitioner/A3, who was arrested and remanded to judicial custody on 17.02.2020 for the offences punishable under Sections 8(C), 20(b)(ii)(C), 29(1) and 25 of NDPS Act, in Crime No.38 of 2020 on the file of the respondent police, seeks bail.

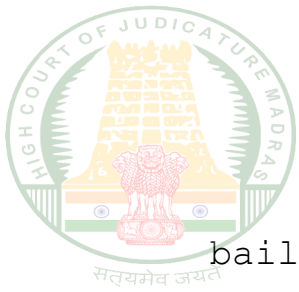
2.The case of the prosecution is that on 17.02.2020, the respondent police conducted vehicle check up near Sindhupatti Angalammal temple, at that time, the found that the accused persons were in illegal possession of 120 kgs of Ganja. Hence, the respondent police registered a case against the accused for the aforesaid offences and arrested them.



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4. The learned Government Advocate (Crl. Side) appearing for the respondent Police would submit that though the petitioner has two previous cases, he was convicted for the similar kind of offence and in that case, the appeal is pending and sentence is suspended by this Court and in another previous case, he was released on

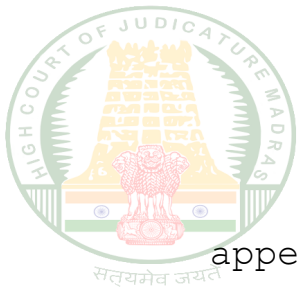


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bail. He would further submit that the investigation has been completed and charge sheet has also been filed and the offences are grave in nature. Hence, he strongly opposed to grant bail to the petitioner.

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, quantity of the material involved in this case and considering the fact that the petitioner was arrayed as accused only based on the confession of the co-accused and no contraband was recovered from this petitioner and according to the prosecution, the entire contraband was recovered from the other accused and though the petitioner has two previous cases, he was convicted for the similar kind of offence and in that case, the



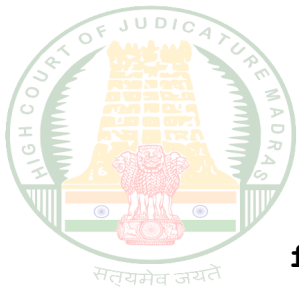
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appeal is pending and sentence is suspended by this Court and in another previous case, he was released on bail and the investigation have been completed and final report has been filed and also considering the period of incarceration undergone by the petitioner from 17.02.2020, this Court is inclined to grant bail to the petitioner subject to the following conditions:

[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 learned II Additional Special Court for NDPS Act Cases, Madurai, and on further conditions that:

[b] the petitioner shall report before the learned II Additional Special Court



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**for NDPS Act Cases, Madurai, on all
working days at 10.30 a.m., until further
orders.**

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



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[f] On breach of any of the aforesaid conditions, the learned Judicial 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 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)
19.06.2026

VSG



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TO

- 1.The learned II Additional Special Court for NDPS Act Cases, Madurai.
2. The Superintendent, Central Prison, Madurai.
3. The Inspector of Police,
Sindhupatti Police Station,
Madurai District.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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P. DHANABAL, J. ,

vsg

ORDER
IN
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