



CRL OP(MD). No.11532 of 2026

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 18/06/2026

PRESENT

The HONOURABLE MR. JUSTICE P. DHANABAL

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P.Jeya Bharathi

... Petitioner/Accused

Vs

State of Tamilnadu Rep by
Inspector of Police, Seithur Rural Police Station,
Virudhunagar (Dist),
(In Crime No. 95 of 2026).

... Respondent/Complainant

For Petitioner : P.Banuprasath,

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

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Crime No. 95 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 petitioner / Accused, who was arrested and remanded to judicial custody on 22.05.2026, for the offences punishable under Sections 8(c) and 20(b)(ii)(B) of NDPS Act, in Crime No.95 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on secret information on 22.05.2026 the respondent police went to the scene of occurrence, where they found the accused persons are in possession of 1.050 kgs. of ganja. Hence, the case.

3. The learned counsel appearing for the petitioner would submit that the petitioner is innocent and he was falsely implicated in this case and he has not committed any offence as alleged by the prosecution. He would further submit that he has been arrested and remanded to judicial custody on 22.05.2026 and the co-accused has already been enlarged on bail. Therefore, prayed to grant bail for the petitioner.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent would submit that the accused persons found in illegal possession of 1.050 kgs of ganja, due to which the case has been registered. He would further submit that the petitioner has 4 previous cases and the investigation in this case is pending 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, nature of offence, and quantity of contraband involved in this case is not a commercial quantity and considering the fact that though the petitioner has previous cases, they are not similar in nature and he was also granted bail in those cases and also considering the fact that the co-accused has already been enlarged on bail as well as the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions:



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*[a] Accordingly, this Criminal Original Petition is allowed and 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 Sessions Judge, Special Court for EC and NDPS Act Cases, Pudukottai**, and on further conditions that:*

*[b] the petitioner shall report before the **respondent police daily at 10.30 a.m., until further orders;***

[c] the petitioner shall not commit any offence similar to the offence of which he/she is accused, or suspected, or of the commission of which he/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 him 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)
18.06.2026

PNM

TO

1. The Sessions Judge,
Special Court for EC and NDPS Act Cases, Pudukottai
2. Do-Through The Chief Judicial Magistrate,
Viruthunagar District.
3. The Superintendent, District Jail, Virudhunagar.
4. The Inspector of Police, Seithur Rural Police Station,
Virudhunagar (Dist),
5. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

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P. DHANABAL,J

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ORDER
IN
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