

Crl.O.P.(MD)No.12662 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29.06.2026

PRESENT

THE HONOURABLE MR. JUSTICE K. RAJASEKAR

CRL OP(MD). No. 12662 of 2026

Siva

...Petitioner

Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Ayyampettai Police Station,
Thanjavur District.
(Crime No.246 of 2026)

...Respondent/Complainant

For Petitioner : Mr.M.Vivek
Advocate

For Respondent : Mr.N.Balasubramanian
Counsel for State of TN (Crl. Side)

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :-

For Bail in Cr.No. 246 of 2026 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner / Accused, who was arrested and remanded to judicial custody on 28.05.2026, for the offences punishable under Sections 8(c) & 20(b) (ii)(C) of NDPS Act, in Crime No.246 of 2026 on the file of the respondent



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police, seeks bail.

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2. The case of the prosecution is that the accused found in possession of 1.200 kilograms of ganja. Hence, the FIR has been registered by the respondent police.

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 the contraband involved in this case is commercial quantity and the same was recovered from A1. Hence, Section 37 of the NDPS Act is not applicable to this case. On the basis of the confession statement of A1, this petitioner was implicated in this case. He is in custody from 28.05.2026 and ready to abide any condition imposed by this Court. Hence, he prayed bail for the petitioner.

4. The learned Counsel appearing for the State reiterated the prosecution case and reported that the investigation in this case is still pending. The petitioner has no previous case. He opposed the grant of bail to the petitioner.

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



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record.

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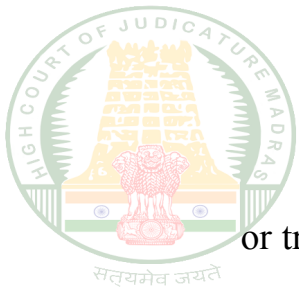
6. Considering the facts and circumstances of the case and nature of offences, the quantity involved in this case is not commercial quantity, hence, Section 37 of the NDPS Act will not be applicable to this case, the petitioner has no previous case and also considering the period of incarceration and I am inclined to grant bail to the petitioner subject to certain conditions.

[a] Accordingly, the petitioner is ordered to be released on bail on condition to execute a bond for a sum of Rs.15,000/- (Rupees Fifteen Thousand only) with two sureties each for a like sum to the satisfaction of the learned **Additional District Judge/Presiding Officer, Special Court under Essential Commodities Act, Thanjavur**, and on further conditions that:

[b] the petitioner shall **report before the Inspector of Police, daily at 10.30 a.m., for a period of three weeks, thereafter as and when required for interrogation;**

[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



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or trial;

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[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 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 51730].

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

(K R S J)
29.06.2026

TM

To

1.The Additional District Judge/Presiding Officer, Special Court under Essential Commodities Act, Thanjavur.

2.The Inspector of Police,
Ayyampettai Police Station,
Thanjavur District. (Crime No.246 of 2026)

3.The Superintendent, Central Jail, Trichy.

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4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



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K. RAJASEKAR, J.

TM

ORDER
IN
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