



CRL OP(MD). No.14639 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 20.04.2026

PRESENT

THE HONOURABLE **MR. JUSTICE P. DHANABAL**

CRL OP(MD) . No.14639 of 2025

G.Palaniammal

...Petitioner/Accused No.5
Vs

State of Tamil Nadu rep. by
The Inspector of Police,
Andipatti Police Station,
Theni District.
(Crime No.403 of 2024)

...Respondent/Complainant

For Petitioner : Mr.A.Balaji
for K.Sakthivel

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

PETITION FOR BAIL Under Sec.483 of BNSS
PRAYER :- For Bail in Cr.No. 403 of 2024 on the
file of the respondent police.

ORDER : The Court made the following order :-

The petitioner /A5, who was arrested and
remanded to judicial custody on 28.09.2024 for



CRL OP(MD). No.14639 of 2025

the offences punishable under Sections 8(c) r/w 20(b)(ii)(C), 25 and 29(1) of NDPS Act, 1985, in Crime No.403 of 2024 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 27.09.2024 at about 14.45 hours, the defacto complainant/police official received the secret information regarding the sale of Ganja and the police officials stopped the accused's vehicle bearing Registration No.TN 57 BS 8389, and found that the other accused were in illegal possession of 31.370 kgs of Ganja and all the accused identified the petitioner/5th petitioner. Hence, the case.

3. The learned counsel for the petitioner would contend that the respondent police have registered a false case against the petitioner for the offences punishable under Sections 8(c)



CRL OP(MD). No.14639 of 2025

r/w 20(b)(ii)(C), 25 and 29(1) of NDPS Act, 1985.

WEB COPY

Since the petitioner is the mother-in-law of A2, he has been falsely implicated in this case. The petitioner is an innocent and she is nothing to do with the alleged offences. He would further contend that no contraband was recovered from the petitioner and based on the confession of co-accused, she has been arrayed as A5. She is in judicial custody from 28.09.2024. Therefore prayed to grant bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent would submit that the petitioner has no previous cases. He would further submit that the investigation is still pending and the offences are grave in nature and hence, he strongly opposed to grant bail to the petitioner.



CRL OP(MD). No.14639 of 2025

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, though the prosecution stated that the contraband involved in this case is a commercial quantity, the entire contraband were recovered from the other accused and no contraband was recovered from the petitioner and based on the confession of co-accused, she has been arrayed as A5 and the petitioner has no previous cases and the investigation is almost completed and also considering the period of incarceration undergone by the petitioner from 28.09.2024, 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



CRL OP(MD). No.14639 of 2025

WEB COPY

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 Special Court of Narcotic Drug and Psychotropic Substance Act Cases, Madurai, and on further conditions that:

[b] the petitioner shall report before the learned Special Court of Narcotic Drug and Psychotropic Substance Act Cases, Madurai, on all working days at 10.30 a.m., and 05.00 p.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;



CRL OP(MD). No.14639 of 2025

[d] the petitioner shall not abscond
WEB COPY 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 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



CRL OP(MD). No.14639 of 2025

P.K.Shaji vs. State of Kerala [(2005)AIR
WEB COPY SCW 5560].

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

(P D B J)

20.04.2026
1/2

vsg

To

- 1.The learned Special Court of Narcotic Drug and Psychotropic Substance Act Cases, Madurai.
- 2.The Superintendent,
Women Central Prison, Madurai.
- 3.The Inspector of Police,
Andipatti Police Station,
Theni District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.



WEB COPY



CRL OP(MD). No.14639 of 2025

P. DHANABAL, J.,

vsg

ORDER
IN
CRL OP (MD) No. 14639 of 2025

Date : 20.04.2026
1/2