

**IN THE PRINCIPAL SPECIAL COURT UNDER EC & NDPS ACT
CHENNAI-104.**

**PRESENT:- Tr. Govindharajan, B.L.,
I Additional Special Judge,
Principal Special Judge(I/c)**

Monday, the 13th day of July, 2026

Crl.M.P.No.3591/2026
in
CNR.No.TNCH0A-004877-2026
in
Crime No.97/2026

{On the file of the Inspector of Police, D3 Magaral P.S. }

Abinesh, M/A 26 yrs,
S/o. Baskaran

..... Petitioner/ A1

/Vs/

The State of Tamil Nadu
Rep. by
The Inspector of Police,
D3 Magaral P.S.

.....Respondent/Complainant

This petition coming up for hearing before me on 13.07.2026 and upon perusing the material papers and records and upon hearing the arguments of M/s.S.Kannappan, S.Rameshkumar, A.Esakupandy, M.Jithendran, P.Vigneshkumar, V.Surya Prakash, Learned Counsels for the petitioner/accused and of Thiru.M.Dhanraj the Learned Special Public Prosecutor for respondent/complainant, this court doth make the following:-

ORDER

This petition has been filed by the petitioner/Accused *u/s.483 of Bharatiya Nagarik Suraksha Sanhita, 2023*, who was arrested and remanded to judicial custody on 13.06.2026 for the offences punishable U/s.8(c) r/w 20(b)(ii)(B) @ 8(c) r/w 20(b)(ii)(B), 25, 29(1) of the NDPS Act on the file of the respondent police seeking bail.

2. Notice issued to the learned Special Public Prosecutor. Reply filed by the prosecution.

3. The learned counsel for the petitioner submits that the petitioner is innocent and he is ready to abide by any condition that shall be imposed on him by this court and hence he prays for granting bail.

4. On the other hand, the learned Special Public prosecutor submits that 1.700 kgs of ganja was seized in this case. The petitioner is having one IPC previous case. The investigation of this case is not yet completed. If the petitioner is released on bail, he will escape from the clutches of law and he may involve in similar nature of offence and hence prays for dismissal.

5.Point for consideration:-

Whether the accused is entitled to be released on bail?

6.Point:

1. Heard both sides. Entire records perused.
2. According to the petitioner, who is the 1st accused in this case that he is innocent and he is under judicial custody from 13.06.2026 for the past 31 days and he is ready to abide by any condition imposed by this court and no similar petition is pending before the Hon'ble High Court / any other court and prays for bail.
3. On the other hand, the learned Special Public Prosecutor has opposed this present bail application on behalf of prosecution by stating that on this petitioner was arrested and remanded to judicial custody on 13.06.2026. In this case, 1.700 kgs of ganja has been seized by the respondent police. Petitioner is having one IPC previous case. Further it is objected by the prosecution by stating that the investigation of this case is not yet completed and hence prays for dismissal.
4. From the over all perusal of records, it is seen that this petitioner is the 1st accused in this case. According to the case of the prosecution, 1.700 kgs of ganja had been seized by the respondent police from this petitioner/accused. This petitioner/Accused was arrested and remanded to judicial custody on 13.06.2026. The seized contraband is an intermediate

quantity and hence Sec.37 does not arise. The petitioner/accused is under judicial custody for the past 31 days.

5. Considering the period of custody and quantity of seized contraband, this court is inclined to grant bail to the petitioner/accused on condition.
6. In the result, the petitioner/accused is ordered to be released on bail on following condition:
 - That he shall execute a bond for Rs.10,000/- with two acceptable and reliable sureties each for a like sum to the satisfaction of the learned Judicial Magistrate No.II, Kancheepuram.
 - The petitioner/accused should appear before the respondent police daily at 10.30 a.m. for a period of 15 days from the date of release.
 - The petitioner/accused shall not abscond either during investigation or trail.
 - The sureties shall affix their photographs and left thumb impression in the surety bond and the copy of their aadhar card or bank pass book should be produced to ensure their identity.Accordingly, this petition is allowed.

//Dictated by me, typed by Steno - typist directly in the system, corrected and pronounced by me in open court, this the 13th day of July, 2026.//

Principal Special Judge. (I/c)

Copy to

1. The Special Public Prosecutor, NDPS ACT Cases, Chennai.
 - 2 The learned Judicial Magistrate No.II Kancheepuram
 3. The Superintendent, Central Prison, Puzhal.
 4. The Inspector of Police, D3 Magaral P.S.
- T.C.