

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

**PRESENT: Tmt.T.Malarvalantina,M.L.,
PRINCIPAL SPECIAL JUDGE**

Thursday, the 20th day of August, 2026

Crl.M.P.No.5034/2026
in
CNR.No.TNCH0A-006801-2026
in
Crime No.329/2026

{On the file of the Inspector of Police, E3 Minjur P.S. }

Vishal,M/A19,
S/o.Thirumurugan

....Petitioner/A3

/Vs/

The State of Tamil Nadu
Rep. by:-
Inspector of Police,
E3 Minjur P.S.

.....Respondent/complainant

This petition coming up for hearing before me on 20.08.2026 and upon perusing the material papers and records and upon hearing the arguments of M/s.D.Padmanabhan, M.Muraliragul, V.Vijayakumar, M.Yogeshwaran, M.Kavitha, Learned counsels for petitioner and Mr.T.Rajarathinam, Special Public Prosecutor for respondent/complainant, this court doth make the following:-

ORDER

This petition filed U/s.483 of Bharatiya Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on bail.

2. Heard. Records perused. The petitioner is the 3rd accused in Crime No.329/2026 of E3 Minjur P.S. He alleged to have committed the offence u/s. 8(c) r/w 20(b)(ii)(B),29(1) of the NDPS Act, 1985. This petitioner/accused had been detained in prison on 19.07.2026. Now the petitioner/accused has come forward with

the present petition to enlarge him on bail. According to the case of the prosecution, the petitioner/accused had possessed 1.200 Kgs of ganja for sale and the contraband had been seized by the respondent police. It has been urged that the petitioner/accused is innocent and he had been falsely implicated in the case. The learned counsel for the petitioner/accused had submitted that the petitioner is innocent and he is in no way connected with this case and recovered contraband from this petitioner is an intermediate quantity and he is ready to abide by any condition imposed by this court and this is the **first** bail application before this court and no similar petition is pending before the Hon'ble High Court / any other court. The learned Special Public Prosecutor would submit that the investigation of this case is in the nascent stage and the petitioner is having six previous cases. It has been put forth that if he is enlarged on bail, he would commit similar offence and tamper the witnesses.

3. The offence is non-bailable and the contraband involved in this case is 1.200 Kgs of ganja , which is an intermediate one and hence the rigors of section 37 of the NDPS Act would not arise in granting bail. The petitioner/accused is in judicial custody since 19.07.2026. Considering the period of incarceration, quantity of recovered contraband, this court is inclined to grant bail to the petitioner/Accused with the following conditions.

1. The petitioner/Accused is ordered to be released on bail, on executing a bond of Rs.10,000/- (Rupees ten thousand only) with two sureties for a like sum each to the satisfaction of the learned Judicial Magistrate No.I, Ponneri.
2. 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.
3. The petitioner/accused shall not abscond either during investigation or trail.

4. 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.
5. On breach of any of the aforesaid conditions, the Learned Magistrate/Trial courts 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***

In the result, 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 20th day of August, 2026. //

Principal Special Judge.

Copy to

1. The Special Public Prosecutor, NDPS ACT Cases, Chennai.
 2. The learned Judicial Magistrate No.I, Ponneri.
 3. The Superintendent of Central Prison, Puzhal II.
 4. The Inspector of Police, E3 Minjur P.S.
- R.J.