

In the Court of Principal Sessions Judge, Kanniyakumari District
at Nagercoil.

Present : Thiru K. Dhanasekaran, M.L., L.L.M.
Sessions Judge,
Fast Track Mahila Court, Nagercoil.
FAC of Principal Sessions Judge.

Tuesday, the 2nd day of June, 2026.

Crl.M.P. No.1455/2026

(CNR.No.TNKK01-002368 - 2026)

Viju, S/o. Victor (A2)

.. Petitioner

/Vs./

The State of Tamil Nadu,
Through the Inspector of Police,
Palugal Police Station,
Crime No. 90/2026 of Palugal Police Station,
Rep. by Public Prosecutor, Nagercoil.

..Respondent

Already this petition has been filed by Advocate Thiru K.Aneesh, before the Vacation Sessions Court, Kanniyakumari at Nagercoil as Crl.M.P. No.252/2026 u/s 483 of BNSS, praying to grant bail to the petitioner and subsequently it was transferred to this court and renumbered as Crl.M.P. No.1455/2026.

ORDER

Heard both sides. Perused the petition.

2. The petitioner/accused is alleged to have committed the offence u/s 8(c), 20(b)(ii)(A) of NDPS Act and Sec. 123 of BNS.

3. The case of prosecution is that on 20.05.2026 at about 14.00 hours near Pasicode, based on the information received, the defacto complainant searched A1 and A2, at that time, the defacto complainant recovered 200 grams of illegal drugs from A1 and 100 grams from A2. Hence the charge.

4. The learned counsel for the petitioner submitted that the petitioner is innocent and he is in no way connected with this case and he has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case and the petitioner is under judicial custody from 20.05.2026 and the investigation of the case is almost over and the petitioner is ready to abide by any condition and prayed for bail to the petitioner.

5. The learned Public Prosecutor opposed the application and submitted that this petitioner is A2 in this case and on 20.05.2026, the 1st accused was found in possession of 200 grams of Ganja and this petitioner/A2 was found in possession of 100 grams of Ganja and the petitioner was

arrested by the police and the contraband seized from the petitioner and the investigation of the case is not yet over and he has serious objection to grant bail to the petitioner and the petition may be dismissed.

6. On considering the rival submissions raised by the learned counsel for the petitioner and the learned Public Prosecutor, it reveals that the prosecution alleged against the accused that on 20.05.2026 he was in possession of 100 grams of Ganja. The learned Public Prosecutor stated that the contraband was seized by the police. Considering the small quantity of Ganja and also considering the fact that the contraband was seized by the police and the period of incarceration of the petitioner/accused i.e. for the past 13 days, I am of the view that it is a fit case for granting bail to the petitioner with conditions.

7. In the result, the petitioner/Accused is ordered to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- with two sureties each for a likesum to the satisfaction of the Judicial Magistrate No.I, Kuzhithurai and after release the petitioner shall appear and sign before the respondent police daily at 10.00 A.M. until further orders and accordingly this petition is allowed.

If there is any violation of condition, the Investigation Officer is with in his discretion to approach the court of the learned Judicial Magistrate for cancellation of bail even though bail granted by the Sessions

Court as per the ruling of the Hon'ble Supreme Court reported in

P.K.Shaji /Vs./ State of Kerala, (2005) AIR S.C.W. 5560.

Pronounced by me in open court this the 2nd day of June, 2026.

Principal Sessions Judge, (FAC)
Kanniyakumari at Nagercoil.

To

The Judicial Magistrate No.I, Kuzhithurai. (through e-Mode)

The Secretary, District Legal Services Authority, Nagercoil.

(through e-Mode)

The Inspector of Police, Palugal Police Station.

(through court cell e-Mode)

The Superintendent, District Jail, Nagercoil.(through e-mode)

The counsel for the petitioner.