



**IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION**

**CRIMINAL APPEAL NO(S). _____ OF 2026
(@SPECIAL LEAVE PETITION (CRL.) NO(S).5112/2026)**

ALVIN T. D

APPELLANT

VERSUS

STATE OF KERALA

RESPONDENT

O R D E R

Leave granted.

This appeal challenges the judgment and order dated 04.02.2026 passed by the High Court of Kerala at Ernakulam in Bail Application No.502 of 2026.

The appellant herein has been booked for the crime registered pursuant to FIR No. 510/2025 dated 01.08.2025 lodged with Police Station Kongadu, District Palakkad with respect to offences punishable under Section 22(c) and 29 of the Narcotic Drugs and Psychotropic Substances Act, 1985 ("NDPS").

An application seeking regular bail having been rejected by the High Court *vide* impugned order dated 04.02.2026, the appellant has preferred the instant appeal.

This Court *vide* its order dated 02.04.2026, passed the following order:

“On advance notice, learned counsel for the respondent-State has appeared. We request him to seek details with regard to the stage of the trial and other such details.

“List on 06.04.2026.”

Pursuant to the aforesaid order, this Court *vide* order dated 06.04.2026, passed the following order:

“Learned counsel for the petitioner submitted that pending consideration of the Special Leave Petition on merits, this Court may consider grant of interim bail as petitioner’s sister is getting married on 15.04.2026.

Learned counsel for the respondent - State submitted that appropriate orders may be made on the said prayer sought for by the petitioner herein.

Having regard to the fact that the marriage of the petitioner’s sister is slated on 15.04.2026, we direct that the petitioner shall be produced before the concerned Sessions Court as early as

possible and depending upon the conditions to be imposed on the petitioner grant interim bail to the petitioner herein. The petitioner shall surrender on 22.04.2026.

List this matter on 17.04.2026.”

Heard learned counsel for the appellant in support of the appeal and learned counsel for the respondent-State and perused the material on record.

Learned counsel for the appellant submitted that the allegations as against the appellant herein are wholly false and frivolous. However, he has been in jail for the last six months and presently he has been granted interim bail by this court to attend his sister's wedding and he is to surrender on 22.04.2026. Learned counsel for the appellant also submitted that out of five accused, three have been granted regular bail and one has been granted interim bail. That on the principle of parity, this Court may consider the case of the appellant for granting a similar relief.

Per contra, learned counsel for the respondent-State with reference to the counter-affidavit contended that the High Court was justified in rejecting his bail as there is sufficient evidence with regard to the trail of funds for the transaction of the contraband substance. Hence, the appeal may be dismissed.

Considering the facts on record, in our view, the case for bail is made out.

We, therefore, allow this appeal and the interim bail granted *vide* order dated 06.04.2026 is made absolute.

In view of this order, the direction to surrender *vide* order dated 06.04.2026 would not have any efficacy.

It is directed that the appellant shall extend complete cooperation in the trial of the instant case.

The appellant shall not misuse his liberty in any manner.

Any infraction of the conditions may entail cancellation of bail granted to the appellant.

With these observations, the appeal is allowed.

....., J
(B.V. NAGARATHNA)

....., J
(UJJAL BHUYAN)

NEW DELHI
APRIL 16, 2026

ITEM NO.7

COURT NO.4

SECTION II-D

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

PETITION(S) FOR SPECIAL LEAVE TO APPEAL (CRL.)
NO(S).5112/2026

[ARISING OUT OF IMPUGNED FINAL JUDGMENT AND ORDER
DATED 04-02-2026 IN BA NO. 502/2026 PASSED BY THE
HIGH COURT OF KERALA AT ERNAKULAM]

ALVIN T. D

PETITIONER(S)

VERSUS

STATE OF KERALA

RESPONDENT(S)

FOR ADMISSION

IA No. 87899/2026 - EXEMPTION FROM FILING O.T.

Date: 16-04-2026 This matter was called on for
hearing today.

CORAM : HON'BLE MRS. JUSTICE B.V. NAGARATHNA
HON'BLE MR. JUSTICE UJJAL BHUYAN

For Petitioner(s) : Mr. Abid Ali Beeran P, AOR
Ms. Namita Kumari, Adv.
Mr. Saswat Adhyapak, Adv.
Ms. Udit Joshi, Adv.
Ms. Akshita Agrawal, Adv.

For Respondent(s) : Mr. Harshad V. Hameed, AOR
Mr. Dileep Poolakkot, Adv.
Mrs. Ashly Harshad, Adv.
Mr. Mahabir Singh, Adv.
Mr. Muhammed Siddick, Adv.
Dr. Arunender Thakur, Adv.

UPON hearing the counsel the Court made the
following

O R D E R

Leave granted.

Appeal is allowed in terms of the signed order, which is placed on file.

Pending application(s), if any, shall stand disposed of.

(B. LAKSHMI MANIKYA VALLI)
COURT MASTER (SH)

(DIVYA BABBAR)
COURT MASTER (NSH)