



WEB COPY

CRL OP(MD)



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16.06.2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD)No.8918 of 2023

Pandi

... Petitioner/Accused No.1

Vs

The State Rep.by
The Inspector of Police,
Sellur Police Station,
Madurai.
(Cr.No.705 of 2022)

... Respondent/Complainant

For Petitioner : Mr.V.M.Jegadeesha Pandian

For Respondent : Mr.T.Senthil Kumar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

To realise the petitioner/accused No.1 on bail in conncection with CC.No.83 of 2023 on the file of the Additional Special Court No.II trail for NDPS cases, Madurai.

ORDER : The Court made the following order :-

The petitioner/A1, who was arrested and remanded to judicial custody on 27.02.2022 for the offence under section 328 IPC r/w Sections 8(c), 20(b)(ii)(C), 25, 29(1) of the Narcotic Drugs & Psychotropic Substances Act 1985 in Crime No.705 of 2022 on the file of the respondent police seeks bail.

2.The case of the prosecution is that on 27.07.2022, at about 16.00 hours, based on the secret information, the respondent police conducted vehicle check up near Ayyanar Kovil at sellur. On seeing

<https://www.mhctn.gov.in/jdis>



the police, the accused persons attempted to run away. However, the police captured the accused persons and on search, it was found that they were in illegal possession of 23.600 kgs of ganja. Hence the case.

3. Heard both sides and perused the materials available on record including the First Information Report.

4. It is seen that there are totally 3 accused in this case, in which, the petitioner is arrayed as A1. The petitioner along with other accused were found in possession of 23.600 kgs of ganja, which is commercial quantity. Hence, the petitioner failed to satisfy the twin conditions as contemplated under Section 37 of NDPS Act. Therefore, this Court is not inclined to grant bail to the petitioner. Accordingly, this criminal original petition is dismissed. However, the trial Court is directed to complete the trial in C.C.No.83 of 2023 within a period of six months from the date of receipt of a copy of this order.

sd/-

16/06/2023

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/06/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS

TO

1. The Additional Special Judge, (Court No.II)
trial for NDPS cases,
Madurai.
2. The superintendent,
Central Prison,
Madurai.
3. The Inspector of Police,
Sellur Police Station,
Madurai.
4. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

ORDER

IN

CRL OP(MD) No.8918 of 2023

Date : 16/06/2023