



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Monday, the Second day of February Two Thousand Fifteen

PRESENT

The Hon'ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.1631 of 2015

ARJUNAN

... PETITIONER / ACCUSED NO.1

Vs

THE STATE REP.BY
THE SUB INSPECTOR OF POLICE
THENI POLICE STATION, THENI DT,
CRIME NO.39/2015

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.S.MUNIYANDI Advocate

For Respondent : MR.A.P.BALASUBRAMANIAN, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 10.01.2015 for the offences punishable under Sections 8(c) read with 20 (b)(ii)(B) and 25 of NDPS Act in Crime No.39 of 2015 on the file of the respondent police, seeks bail.

2. It is the case of the prosecution that this petitioner was found in possession of 8 kgs of Ganja on 10.01.2015 and was arrested on the same day. The contraband has also been seized. The co-accused in this case has also been arrested. Since there are no previous cases against this petitioner, I am inclined to grant bail to the petitioner, but with conditions.

3. Accordingly, the petitioner is ordered to be released on bail on her executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand Only) with two sureties, each for a like sum to the satisfaction of the learned Additional District for Principal Special Court for EC & NDPS Act Cases, Madurai, and on further condition that:

[a] the petitioner shall report before the respondent police everyday twice i.e. Morning and Evening at 1030 a.m. and 6.30 p.m. for a period of four weeks and thereafter as and when required for interrogation.

[b] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[c] the petitioner shall not abscond either during investigation or trial.

[d] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court 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 is deemed to be in breach of the conditions imposed. This is based on the decision of the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].



[e] The Inspector of Police concerned, is directed to send compliance report to the office of the learned Government Advocate (Crl. Side), whether these petitioner is complying with the order or not.

sd/-

02/02/2015

/ TRUE COPY /

WEB COPY

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

TO

1.THE ADDITIONAL DISTRICT FOR PRINCIPAL SPECIAL COURT
FOR EC & NDPS ACT CASES, MADURAI.

2.THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

3.THE SUB INSPECTOR OF POLICE
THENI POLICE STATION, THENI DISTRICT.

4.THE SUPERINTENDENT CENTRAL PRISON, MADURAI.

+1. CC to M/S.S.MUNIYANDI Advocate SR.No.4598

ORDER

IN

CRL OP(MD) No.1631 of 2015

Date :02/02/2015

RG.02.02.2015

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