



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Tuesday, the Sixth day of January Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.21593 of 2014

..PETITIONER/ACCUSED No.1

Vs.

STATE REP.BY THE SUB INSPECTOR OF POLICE
BATLAKUNDU POLICE STATION,
DINDIGUL DISTRICT.
CRIME NO.335 OF 2014

..RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.M.A.JINNAH Advocate

For Respondent : Mr.A.P.BALASUBRAMANI, Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Section 8(c) r/w 20(1)(b) of NDPS Act in Crime No.335 of 2014 on the file of the respondent police, seeks anticipatory bail.

2. It is stated that the petitioner along with the second accused was in possession of 1.100 Kgs of Ganja.

3. The learned Government Advocate (Crl.Side) submitted that A.2 has been arrested and released on bail and no previous case is pending against the petitioner.

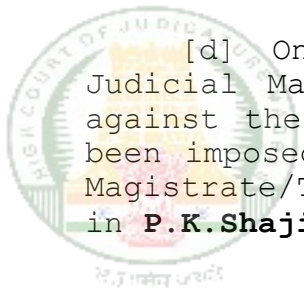
4. Considering the fact that no previous case is pending against the petitioner, this Court is inclined to grant Anticipatory Bail to the petitioner.

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the Special Sessions Judge for NDPS Act Cases, Madurai on condition that the petitioner shall execute 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

[a] the petitioner shall appear before the respondent police as and when required for interrogation.

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

<https://hcservices.ecourts.gov.in/hcservices/> the petitioner shall not abscond either during investigation or trial.



[d] On breach of any of the aforesaid conditions, the learned Judicial 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 Judicial 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]**.

sd/-

06/01/2015

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Sub-Assistant Registrar (C.S.)

TO

1 THE SPECIAL SESSIONS JUDGE FOR NDPS ACT CASES, MADURAI.

2 -DO-THRO'THE PRINCIPAL DISTRICT AND SESSIONS JUDGE, MADURAI.

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

4 THE SUB INSPECTOR OF POLICE, BATLAKUNDU POLICE STATION,
DINDIGUL DISTRICT.

+1. CC to M/S.S.M.A.JINNAH Advocate SR.No.558

ORDER IN

CRL OP(MD) No.21593 of 2014

Date :06/01/2015

PBK 08/01/2015 ::2P-6C: