



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

Friday, the Twenty Ninth day of April Two Thousand Sixteen

WEB COPY

PRESENT

The Hon`ble Mr Justice G.CHOCKALINGAM

CRL OP(MD) No.6697 of 2016

KUTTY @ CHIDAMBARAM

... PETITIONER / SOLE ACCUSED

Vs

STATE REP. BY  
THE INSPECOR OF POLICE  
TALUK POLICE STATION,  
THANJAVUR DISTRICT,  
CR NO. 391 OF 2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S R.ALAGUMANI Advocate

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

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

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as sole accused, was arrested and remanded to judicial custody on 07.09.2015 for the alleged offence punishable under Section 8(c) r/w 20(b)(ii)(c) of NDPS Act, in Crime No.391 of 2015 on the file of the respondent police and hence, seeks bail.

2.The case of the prosecution is that the petitioner was found in possession of 22 kgs of Ganja.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. It is further submitted that this case has been foisted against the petitioner only with a view to detain him under Act 14 of 1982 and that the detention order already passed against the petitioner was set aside by this court in HCP No.1483 of 2015 and now, he is in jail from 07.09.2015.

4.The learned Government Advocate (Criminal side) appearing for the respondent has submitted that the petitioner is a habitual offender and he is having 15 criminal cases and he is a notorious criminal. It is further submitted that the alleged contraband seized from the accused is a commercial quantity and if the the petitioner is enlarged on bail, he will escape from the clutches of law.



5. Considering the above facts and circumstances of the case, this court is not inclined to grant bail to the petitioner and hence, this petition is dismissed.

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sd/-  
29/04/2016

/ TRUE COPY /

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

TO

1. THE SUPERINTENDENT  
CENTRAL PRISON, TRICHIRAPALLI
  2. THE INSPECTOR OF POLICE  
TALUK POLICE STATION, THANJAVUR DISTRICT,
  3. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S R.ALAGUMANI Advocate SR.No.25818

ORDER  
IN  
CRL OP (MD) No.6697 of 2016  
Date :29/04/2016

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SH/AAL-MPA/SAR-I:04.05.2016:2P/5C