



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

Wednesday, the Twenty Third day of May Two Thousand Eighteen

PRESENT

The Hon`ble Mrs.Justice T.KRISHNAVALLI

CRL OP(MD) No.8635 of 2018

SIVAKUMAR @ VALAIPALA SIVA

... PETITIONER/ACCUSED No.5

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
OTHAKADAI POLICE STATION,
MADURAI DISTRICT.
CR.NO.97 OF 2018

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.M.JAYAPAL Advocate

For Respondent : MR.PRABU RAMACHANDRAN Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

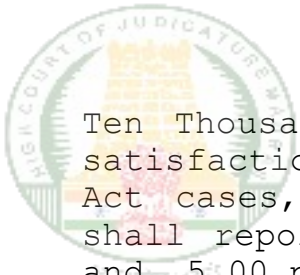
The petitioner, who was arrested and remanded to judicial custody on 28.03.2018 for the alleged offences punishable under Sections 8[c] r/w.20(b)(ii) (c) of NDPS Act in Crime No.97 of 2018 on the file of the respondent police, seeks bail.

3. The case of the prosecution is that the petitioner and other accused in this case were found in possession of 150 kgs of Ganja and hence, the case has been registered.

4. The learned counsel for the petitioner submitted that the petitioner is an innocent person and a false case has been foisted against him.

5. The learned Government Advocate (Criminal side) submitted that the petitioner was found in joint possession of 150 Kgs of Ganja. He would further submit that the petitioner has not involved in any other case. However, he opposed to grant bail to the petitioner.

6. Considering the facts and circumstances of the case and also taking note of the period of incarceration of the petitioner, I am of the view that the petitioner could be enlarged on bail. Accordingly, it is ordered that the petitioner shall be released on bail, on executing a separate 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 Principal Special Judge for EC & NDPS Act cases, Madurai, and on further condition that the petitioner shall report before the Court concerned daily twice at 10.30 a.m. and 5.00 p.m., until further orders.

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sd/-
23/05/2018

/ TRUE COPY /

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

TO

- 1 THE PRINCIPAL SPECIAL JUDGE FOR EC AND NDPS ACT CASES, MADURAI.
- 2 THE SUPERINTENDENT, CENTRAL PRISON, MADURAI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE INSPECTOR OF POLICE,
OTHAKADAI POLICE STATION, MADURAI DISTRICT.

+1. CC to M/S.M.JAYAPAL Advocate SR.No.9036

ORDER
IN
CRL OP(MD) No.8635 of 2018
Date :23/05/2018

AM/PN/RNB/23.05.2018/2P/6C