



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

Tuesday, the Nineteenth day of June Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL MP(MD) No.4387 of 2018

IN

CRL OP(MD) No.8745 of 2018

THE STATE REPRESENTED BY
THE INSPECTOR OF POLICE
CHEKKANORANI POLICE STATION,
MADURAI DISTRICT,
CR NO. 121/2018.

... PETITIONER / RESPONDENT /
COMPLAINANT

Vs

RAMAR

... RESPONDENT / PETITIONER /
ACCUSED No.3

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court will be pleased to accept the affidavit and cancel the bail granted in Crl. O. P. (MD) No. 8745/2018 dated 23.05.2018.

Order : This petition coming on for orders upon perusing the petition filed in support thereof and upon hearing the arguments of MR.A.ROBINSON,GOVERNMENT ADVOCATE, for the petitioner and the court made the following order:-

This Criminal Miscellaneous Petition has been filed by the Inspector of Police, Chekkanoorani Police Station, Madurai District to cancel the bail granted to the petitioner/accused in Crl.O.P(MD).No.8745 of 2018, dated 23.05.2018.

2.Heard the learned counsel appearing on either side.

3.The respondent is the accused in Crime No.121 of 2018 on the file of the Inspector of Police, Chekkanoorani Police Station, Madurai District. He stands accused for the offences under Sections 8 (c) r/w. 20(b), (ii), (C) and 25 of NDPS Act. The quantity of ganja is 52 Kgs. It is obviously a commercial quantity. Therefore, to grant bail in such cases, the petitioner will have to satisfy the parameters set out in Section 37 of NDPS Act. In this case, without such satisfaction, bail has been inadvertently granted. Therefore, the bail granted to the petitioner in Crl.O.P (MD).No.8745 of 2018 is illegal and the same stands cancelled.



4. Accordingly, the Criminal Miscellaneous Petition is allowed.

sd/-
19/06/2018

WEB COPY

/ 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 INSPECTOR OF POLICE
CHEKKANOORANI POLICE STATION,
MADURAI DISTRICT,
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI

CP/DAS
JAM/27/06/2018/ CM-VR /GSR/ 2P-4C

ORDER
IN
CRL MP (MD) No.4387 of 2018
IN
CRL OP (MD) No.8745 of 2018
Date :19/06/2018