



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/07/2019

WEB COPY

PRESENT

The Hon`ble Mr.Justice P.RAJAMANICKAM

CRL OP(MD). No.10235 of 2019

M.Kali @ Kaliraj

... Petitioner/Accused No.3

-Vs-

State Rep.by
The Inspector of Police,
Cumbum North Police Station,
Theni District.
in Crime No.215 of 2019

... Respondent/Complainant

For Petitioner : M/s.R.Balamuruganantham,
Advocate.

For Respondent : Mr.V.Neelakandan,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No. 215 of 2019 on the file of the Respondent Police.

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Section 8(c) and 20 (b) (ii) (B) of Narcotic Drugs and Psychotropic Substances Act, 1985, in Crime No.215 of 2019, seeks anticipatory bail.

2. Heard both sides.

3.The learned counsel appearing for the petitioner has submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He further submitted that even as per the FIR, the petitioner was in possession of 1.150 kgs of Kanja. The petitioner is not having any bad antecedent and hence, he prayed for grant of anticipatory bail to the petitioner.



4.Per contra, the learned Additional Public Prosecutor appearing for the respondent police has submitted that the petitioner/A3 is having seven previous cases of similar in nature. Hence, he opposed this petition.

5.Taking into consideration of the allegations made against the petitioner that on seeing the police team, the petitioner by dropping the bag run away from the scene of occurrence and thereafter on searching the said bag it was found that 1.150 kgs of Kanja was there and subsequently other two accused were arrested and they were also found in possession of Kanja and also the submission made by the learned Additional Public Prosecutor that already the petitioner is having seven previous cases of similar in nature, this Court is not inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this criminal original petition is dismissed.

sd/-
30/07/2019

/ TRUE COPY /

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

TO

1. THE INSPECTOR OF POLICE,
CUMBUM NORTH POLICE STATION,
THENI DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.10235 of 2019
Date :30/07/2019

MS/VR/SAR-1/08.08.2019/2P.3C