

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.07.2020

CORAM

THE HONOURABLE MR. JUSTICE M.NIRMAL KUMAR

Cr1.O.P.No.3689 of 2017

and Cr1.MP.Nos.2729 & 2730 of 2017

Dorai Saddique

... Petitioner

Vs.

The Intelligence Officer,
Directorate of Revenue Intelligence,
Chennai Zonal Unit,
Chennai.

... Respondent

Prayer: Criminal Original Petition is filed under Section 482 of Criminal Procedure Code, to call for the records in C.C.No.41 of 2009 pending before the learned I Additional Special Judge for NDPS Act Cases at Chennai and to quash the same.

For Petitioner : Mr.R.C.Paul Kanagaraj

For Respondent : Mr.N.P.Kumar

Special Public Prosecutor for
DRI Cases

O R D E R

This petition has been filed to quash the proceedings in C.C.No.41 of 2009 pending before the learned I Additional Special Judge for NDPS Act Cases at Chennai for the offences under Section 8(c) r/w 21 and 29 of the NDPS Act, 1985.

2. Mr.R.C.Paul Kanagaraj, learned counsel for the petitioner submits that the petitioner implicated based on the confession, under Section 29 of the NDPS Act and statement under Section 67 of NDPS Act and there was no possession recovered from the petitioner.

3. Mr.N.P.Kumar, learned Special Public Prosecutor for DRI Cases submits that totally there are three accused involved in this case. A1 had been convicted and completed his sentence in this case and the petitioner is A2. He further submits that A3 is absconding accused and the case as against A3 had been transferred to Long Pending Case in C.C.No.38 of 2013. After full-fledged trial, the trial Court by judgment dated 03.04.2017 acquitted the petitioner/A2 from all the charges in C.C.No.41 of 2009.

4. Recording the above submissions, nothing survives for adjudication in this petition. Accordingly, this Criminal Original Petition is disposed of. Consequently, connected miscellaneous petitions are closed.

Sd/-
Assistant Registrar(CS)

//True Copy//

Sub Assistant Registrar

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To

1.The I Additional Special Judge for
NDPS Act Cases,
Chennai.

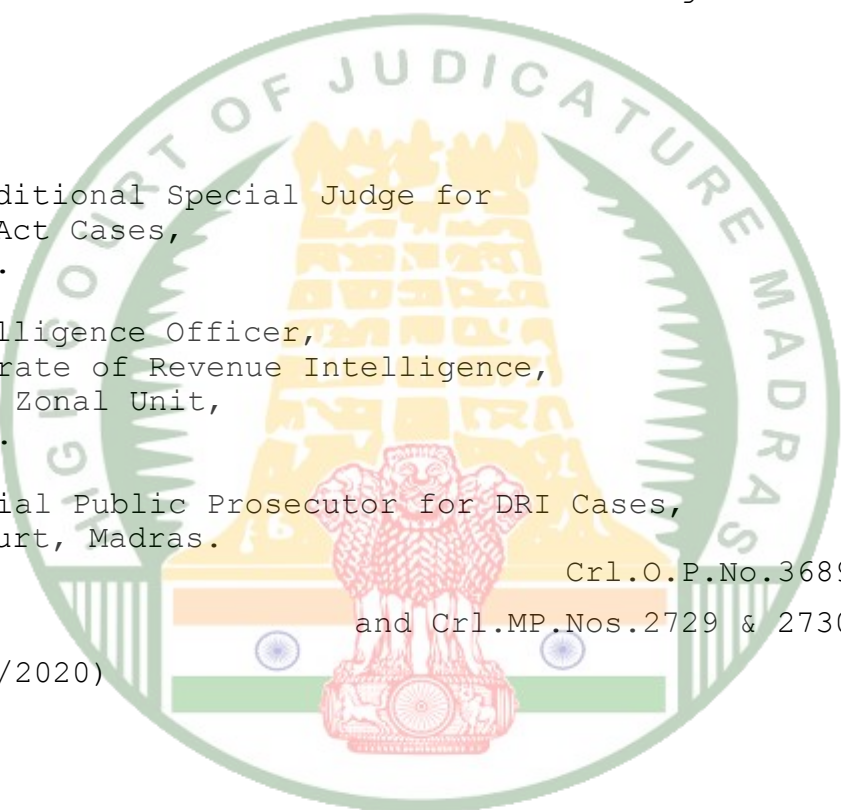
2.The Intelligence Officer,
Directorate of Revenue Intelligence,
Chennai Zonal Unit,
Chennai.

3.The Special Public Prosecutor for DRI Cases,
High Court, Madras.

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A.SK(07/10/2020)

The seal of the Department of Judicature Madras is a circular emblem. It features a central yellow temple gopuram (tower) with a red lion capital on top. The gopuram is flanked by two green trees. The words 'DEPARTMENT OF JUDICATURE MADRAS' are written in a green arc around the top. At the bottom, the Sanskrit motto 'सत्यमेव जयते' (Satyameva Jayate) is written in Devanagari script. The entire seal is overlaid with a large, semi-transparent 'WEB COPY' watermark.

सत्यमेव जयते

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