

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 23.02.2021

CORAM:

THE HON'BLE MR.JUSTICE V.BHARATHIDASAN

Crl.O.P.No.2698 of 2021

Loganathan

... Petitioner

-Vs-

The State Represented by
The Inspector of Police,
S-5, Pallavaram Police Station,
Chennai.

... Respondent

Prayer: Criminal Original petition filed under Section 438 of Code of Criminal Procedure praying to enlarge the petitioner on bail in the event of his arrest in Crime No.717 of 2019 is pending on the file of the respondent police.

For Petitioner : Mr.S.Anandakumar

For Respondent : Mr.S.Karthikeyan
Additional Public Prosecutor

ORDER

The case has been heard through video conference

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 8 (c), 20(b)(ii)(B) of the NDPS Act 1985, in Crime No.717 of 2019, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner along with other accused persons have selling Ganja of 1 kg 300 grams. Hence, the complaint was registered.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he is no way connected with the alleged offence and he has been falsely implicated in this case. He would further submit that co-accused has already been arrested and thereafter they were released on bail and nothing recovery from this petitioner. He would further submit that there is no previous case pending as against the petitioner. Hence, he prays to grant anticipatory bail to the petitioner.

4.The learned Additional Public Prosecutor submits that there are

totally three accused persons involved in this crime. He would further submit that the petitioner along with other accused persons had selling Ganja of 1 kg 300 grams. He would further submit that the petitioner is the main accused. He would further submit that entire contraband was also seized along with A1. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the rival submission on either side and on perusal of the materials available on record.

6. Taking into consideration the facts and circumstances of the case and also the fact that the petitioner is the named accused and the petitioner has involved in very serious offence, this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, this Criminal Original Petition is dismissed.

-sd/-
23/02/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE COURT II,
TAMBARAM, CHENGALPET.

2 THE CHIEF JUDICIAL MAGISTRATE,
CHENGALPET [FOR INFORMATION].

3 THE PUBLIC PROSECUTOR, सत्यमेव जयते
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
S-5, PALLAVARAM POLICE STATION, CHENNAI.

CC to M/S.S.ANANDAKUMAR Advocate on payment of necessary charges

CRL OP.2698/2021

Date :23/02/2021

EP-15/03/2021