



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 07/06/2021

WEB COPY

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD)No.5367 of 2021

Senthilkumar

... Petitioner/1st Accused

Vs

State Rep.by
The Inspector of Police,
NIB CID, Thoothukudi.
Crime No.18 of 2020.

... Respondent/Complainant

For Petitioner : Mr.P.Pethu Rajesh, Advocate.
For Respondent : Mr.M.Muthumanikkam,
Government Advocate (Crl.Side)

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

PRAYER :- For Bail in Crime no.18 of 2020 on the file of the respondent Police.

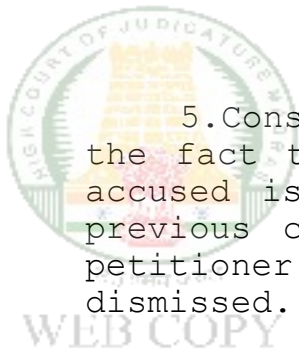
ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 15.08.2020 for the offences punishable under Sections 8 (c) r/w 20(b)(ii)(C), 29(1) and 25 NDPS Act in crime No.18 of 2020 on the file of the respondent police, seeks bail.

2.The case of the prosecution is that the petitioner and other accused were found in illegal possession of 48 pockets of silver @ chars, a derivative from ganja, weighing about 23.235 kgs, in two gunny bags. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the petitioner is in judicial custody from 15.08.2020, hence he may be granted bail.

4.The learned Government Advocate(Crl.Side) appearing for the respondent police would submit that the contraband seized from the petitioner and other accused is commercial quantity and the petitioner is having five previous cases. Hence, he strongly opposed to the petitioner.



5.Considering the facts and circumstances of the case and also the fact that the contraband seized from the petitioner and other accused is commercial quantity and the petitioner is having five previous cases, this Court is not inclined to grant bail to the petitioner. Accordingly, this criminal original petition is dismissed.

sd/-
07/06/2021

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/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

- 1 THE INSPECTOR OF POLICE,
NIB CID, THOOTHUKUDI.
- 2 THE SUPERINTENDENT,CENTRAL PRISON,
PALAYAMKOTTAI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.P.PETHU RAJESH, Advocate (SR-3872[I] dated 08/06/2021)

ORDER
IN
CRL OP(MD) No.5367 of 2021
Date :07/06/2021

GNS
MS/PN/SAR-1/10.06.2021/2P.5C