



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 30/04/2021

PRESENT

The Hon`ble Mr.Justice G.CHANDRASEKHARAN

CRL OP(MD) . No.5901 of 2021

Muniyandi

... Petitioner/Accused No.2

Vs

The State Rep.by
The Inspector of Police,
Cumbum North Police Station,
Theni.

Crime No. 66 of 2021.

... Respondent/Complainant

For Petitioner : Mr.M.Lingadurai,
Advocate.

For Respondent : Mr.KR.Bharathi Kannan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.66 of 2021 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A2, who apprehends arrest at the hands of the respondent police for the alleged offence under Sections 8(c) r/w 20 (b)(ii)(B) and 29(1) of the NDPS Act 1985 in Crime No.66 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that on 14.02.2021 at about 13.00 hours, based on the secret information given by the informant, the respondent police conducted a vehicle check-up at Kumbum to Kombai near by-pass road, at that time, the petitioner along with others were in possession of 8kg of Ganja. Investigation revealed that the first accused and this petitioner had gone to Andhra and purchased Ganja for sale. Hence, the complaint.



3.The learned counsel for the petitioner submitted that the petitioner is innocent and he has not involved in this case and he has been falsely implicated in this case and based on the confession statement of the co-accused, this petitioner has been arrayed as A-2 and no recovery was made from him.

4.The learned Government Advocate (Criminal side) strongly opposed this petition on the ground that the petitioner is a habitual offender and having eight previous cases, which are similar in nature.

5.Taking note of the nature of the offence alleged to have committed by the petitioner and the fact that he is having eight previous cases, which are similar in nature, this Court is not inclined to grant anticipatory bail to the petitioner.

6.In the result, this petition is dismissed.

sd/-
30/04/2021

/ TRUE COPY /

/ /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,
CUMBUM NORTH POLICE STATION,
THENI.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.5901 of 2021
Date :30/04/2021

sjj
AE/MNR/SAR-IV/20.05.2021/2P/3C