



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 16.02.2022

CORAM:

THE HON'BLE MR.JUSTICE R.PONGIAPPAN

Crl.O.P.No.2922 of 2022

Dinesh Babu @ Pambu Dinesh

...Petitioner

Vs.

State by
The Inspector of Police,
T-10, Thirumullaivoyal Police Station,
Chennai
(Crime No.926 of 2021)

... Respondent

PRAYER:

Criminal Original Petition has been filed under Section 439 of Criminal Procedure Code, 1973 praying to enlarge the petitioner on bail in Crime No.926 of 2021 on the file of the respondent police.

For Petitioner : Mr.S.Senthilkumar

For Respondent : Ms.G.V.Kasthuri
Additional Public Prosecutor

ORDER

(The case has been heard through video conference)

The petitioner, who was arrested and remanded to judicial custody on 15.12.2021 for the offences under Sections 8(c), 20(b) (ii) (B) of NDPS Act in Crime No.926 of 2021, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner was found in possession of 1.300 kg 'ganja' without valid licence. Hence the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and he has been falsely implicated in this case. He would further submit that the petitioner is in judicial custody from 15.12.2021 onwards. Hence, he prays for bail to the petitioner.



4. M/s.G.V.Kasthuri, learned Additional Public Prosecutor appearing for the respondent police, by filing counter raised objection stating that the petitioner is having the following five previous cases:

S.No.	Police Station and Crime Number	Section of Law	Present Stage
1	T-10 Thirumullaivoyal PS Cr.No.1196 of 2016	u/s 341, 302, 120(b), 147, 148, 302 IPC	Pending Trial
2	T-10 Thirumullaivoyal PS Cr.No.1237 of 2017	u/s 379 IPC	Under investigation
	T-10 Thirumullaivoyal PS Cr.No.882 of 2016	u/s 341, 294(b), 384, 506(ii) IPC	Under investigation
	T-10 Thirumullaivoyal PS Cr.No.7 of 2021	u/s 341, 324, 506(ii) IPC	Under investigation
	T-10 Thirumullaivoyal PS Cr.No.239 of 2021	u/s 147, 148, 294(b), 341, 307, 323 IPC	Under investigation

5. The submissions made by the learned Counsel on either side are considered.

6. Though the quantity of the contraband possessed by the petitioner is a small one, considering the fact that the petitioner is having five previous cases, wherein four cases are under investigation, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this criminal original petition is dismissed.

-sd/-
16/02/2022

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 INSPECTOR OF POLICE,
T-10, THIRUMULLAIVOTAL POLICE STATION,
CHENNAI.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.



3 THE SUPERINTENDENT,
CENTRAL PRISON, PUZHAL II, CHENNAI.

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

CRL OP.2922/2022

Date :16/02/2022

TA-22/02/2022