



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Twenty Third day of May Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice N. ANAND VENKATESH

CRIMINAL ORIGINAL PETITION No.11670 of 2022

1 MUNIYAPPAN
2 VETRAN

[PETITIONERS / ACCUSED]

Vs

STATE REP BY
THE INSPECTOR OF POLICE,
KAVERIPATTINAM POLICE STATION,
KRISHNAGIRI.
CRIME NO.124 OF 2022

[RESPONDENT]

For Petitioners : M/S. S. SATHYARAJ Advocate

For Respondent : MR.S.SANTHOSH, Govt. Advocate (Crl. Side)

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners herein, who were arrested and remanded to judicial custody on 07.03.2022 for the alleged offence under Section 8(c) and 20(b)(ii)(A) of NDPS Act in Crime No.124 of 2022 on the file of the respondent police, seek bail.

2. The case of the prosecution is that the petitioners is that the petitioners were found in possession of 1,100 Grams of ganja.

3. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) for the respondent.

4. Taking into consideration the facts and circumstances of the case and also of the fact that the contraband has already been seized by the respondent police and the quantity involved falls within "In between quantity" and there are no previous cases against the petitioners and the petitioners have already suffered incarceration for nearly 77 days, this Court is inclined to enlarge the petitioners on bail subject to certain conditions.



5. Accordingly, the petitioners are ordered to be released on bail on his executing a bond for a sum of Rs.5,000/- (Rupees Five Thousand only) each, with two sureties, out of which one surety shall be a local surety, each for a like sum to the satisfaction of the learned Special Court under EC/NDPS Act Cases, Salem and on further conditions that:-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioners shall report before the respondent police on every Monday at 10.30 a.m for a period of eight weeks, thereafter as and when required for interrogation.

[c] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioners released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

-sd/-
23/05/2022

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 SPECIAL COURT UNDER
EC/ NDPS ACT CASES, SALEM.



2 THE INSPECTOR OF POLICE,
KAVERIPATTINAM POLICE STATION,
KRISHNAGIRI.

3 THE SUPERINTENDENT,
CENTRAL PRISON, SALEM.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

+1 CC to M/S. S. SATHYARAJ Advocate on payment of necessary
charges SR.NO.7797

CRL OP.11670/2022

Date :23/05/2022

JPA 24/05/2022