



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Ninth day of June Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice G.K. ILANTHIRAIYAN

CRIMINAL ORIGINAL PETITION No.12121 of 2022

A.PRAKASH

[PETITIONER / ACCUSED]

Vs

STATE REP BY
INSPECTOR OF POLICE,
NIB-CID,
SALEM
CRIME NO.42 OF 2021.

[RESPONDENT]

For Petitioner : T.N.RANGESHKANNA Advocate

For Respondent : M/S.A.DAMODARAN, Additional Public Prosecutor

PETITION FOR BAIL 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 18.11.2021 at the hands of the respondent police for the offences punishable under Sections 8(c) r/w 20 (b) (ii) (c) of NDPS Act, 1985 in Crime No.42 of 2021, seeks bail.

2. The case of the prosecution is that the petitioner and another accused were found in possession of 21 Kgs of Ganja illegally. Hence, a case was registered as against the petitioner.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he is no way connected with the offence as alleged by the prosecution. Hence, he prays for grant of bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that there are totally 2 accused. He along with another accused were found in possession of 21 Kgs of Ganja and it is a commercial quantity and the



petitioner has 1 previous case similar in nature. Therefore, the petitioner failed to fulfill the twin conditions as contemplated under Section 37 of the NDPS Act, 1985. Hence, this Court is not inclined to grant bail to the petitioner.

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5. Accordingly, this Criminal Original Petition is dismissed.

-sd/-

09/06/2022

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,
NIB-CID, SALEM.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE SUPERINTENDENT,
CENTRAL PRISON, SALEM.

CC to T.N.RANGESHKANNA Advocate on payment of necessary charges

CRL OP.12121/2022

Date :09/06/2022

RW-27/06/2022