



Crl.OP.No.15266 of 2022

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G.K.ILANTHIRAIYAN, J.

The petitioner, who was arrested and remanded to judicial custody on 19.03.2022 for the offences punishable under Sections 8(c) r/w 20(b)(ii)(C) & 29(1) of NDPS Act, in crime No.235 of 2021 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 23.05.2021, based on the secret information, the respondent went to the place of occurrence and found the accused persons with illegal possession of 234 Kgs of ganja. Hence the complaint.

3. The learned counsel appearing for the petitioner submitted that false case has been foisted as against the petitioner and he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner was arrested and remanded to judicial custody on 19.03.2022. Hence, he prays to grant bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the accused persons were found in possession of 232.5 kgs of ganja and it is



Crl.OP.No.15266 of 2022

commercial quantity. He further submitted that there are three previous case pending as against the petitioner and if the petitioner released on bail, he would tamper the witnesses and hamper the evidence. Hence, he vehemently opposed to grant bail to the petitioner.

5. It is seen that the petitioner was found in possession of alleged contraband and there are materials to attract the offence as against the petitioner herein. Therefore, the petitioner failed to satisfied the twin conditions under Section 37 of the NDPS Act. Taking consideration of the above facts and circumstances of the case, this Court is not inclined to grant bail to the petitioner.

6. Accordingly, this Criminal Original Petitions is dismissed.

11.07.2022

mpl



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