



Crl.O.P.No.271 of 2023

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T.V.THAMILSELVI, J.

The petitioner, was arrested and remanded to judicial custody on 01.04.2022 for the offences punishable under Sections 8(c) r/w 20(b)(ii)(C), 25 and 29(1) of Narcotic Drugs and Psychotropic Substances Act, 1985 in C.C.No.186 of 2022 in connection with Crime No.68 of 2022, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on receiving a secret information, the respondent Police along with his team conducted a vehicle checkup and they found the accused were in illegal possession of 33 kgs of Ganja. Hence the case.

3. Learned counsel for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that the case has been taken up on the file of the learned I Additional Special Judge for NDPS Act cases, Chennai in



Crl.O.P.No.271 of 2023

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C.C.No.186 of 2022 and also stated that the case is still pending. Hence, he prays to grant bail to the petitioner.

4. Learned Government Advocate (Crl.Side) submitted that the petitioner along with the other accused were involved in illegal transportation of 33 kgs of Ganja, which is a commercial quantity. He also stated that the final report has been filed and the case is taken up on the file of the learned I Additional Special Judge for NDPS Act cases, Chennai in C.C.No.186 of 2022. He also submitted that there is no previous case pending against him. Hence, he vehemently opposed to grant bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) and perused the materials available on record.

6. Taking into consideration the facts and circumstances of the case and also taking note of the quantity of the contraband which is a



Crl.O.P.No.271 of 2023

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commercial quantity and that the petitioner has not satisfied the conditions under Section 37 of NDPS Act, this Court is not inclined to grant bail to the petitioner.

7. Accordingly, this Criminal Original Petition stands dismissed.

06.01.2023

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Crl.O.P.No.271 of 2023

T.V.THAMILSELVI, J.

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Crl.O.P.No.271 of 2023

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