



Crl.O.P.No.6410 of 2023

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A.D.JAGADISH CHANDIRA.,J.

The petitioner, who was arrested and remanded to judicial custody on 14.02.2023 for the offence punishable under Sections 8(c), 20(b)(ii)(B), 25 of NDPS Act, in Crime No.54 of 2023, 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 went to the scene of occurrence and they found that the accused were in illegal possession of 1.250 kgs of Ganja. 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 contraband involved in this case is in-between quantity. He would also submit that the petitioner is ready to abide by any stringent conditions imposed that may be imposed by this Court and he is in judicial custody from 14.02.2023. Hence, he seeks for grant of bail to the petitioner.



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4.The learned Government Advocate (crl.side) for the respondent would submit that the petitioner along with other accused was found to be in illegal possession of 1.250 kgs of Ganja. He would further submit that there are five previous cases, similar in nature, pending against the petitioner. He would also submit that the investigation is at initial stage and if the petitioner is granted bail at this stage, there is every possibility of him, to abscond which would derail the progress of trial. Therefore, he opposed to grant bail to the petitioner.

5.Heard the learned counsel for the petitioner as well as the learned Government Advocate and perused the entire materials available on record.

6. Taking into consideration the allegations and also the bad antecedent of the petitioner and the fact that the case is in the initial stage of the investigation and that the custodial interrogation of the petitioner is essential, this Court is not inclined to grant anticipatory bail to the petitioner.



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7. Accordingly, this Criminal Original Petition is dismissed for the present.

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21.03.2023



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