



Crl.OP.No.10071 of 2023

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G.K.ILANTHIRAIYAN, J.

The petitioner/A1, who was arrested and remanded to judicial custody on 18.12.2022 for the offences punishable under Sections 8(c) read with 20(b)(ii)C of Narcotic Drugs and Psychotropic Substances Act, 1985 in crime No.370 of 2022 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on 18.12.2022, based on the secret information, the respondent went to the place of occurrence and found that the petitioner was in illegal possession of 21.400 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 18.12.2022. Hence, he prays to grant bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner was found in illegal possession of 21.4 Kgs of ganja. It is a



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commercial quantity. Hence, he vehemently opposed to grant bail to the petitioner.

5. It is seen that the petitioner was found in illegal possession of 21.4 Kgs of ganja. It is a commercial quantity. 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 Petition is dismissed.

05.05.2023

mpl



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