



WEB COPY

CRL OP(MD)



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16.06.2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD)No.9013 of 2023

Muthukaruppan

... Petitioner/ Accused No.2

Vs

The State rep.by
The Inspector of Police,
Dhadikombu Police Station,
Dhadikombu,
Dindigul District.
(Crime No.224 of 2022)

... Respondent/ Complainant

For Petitioner : Mr.N.Pragalathan, Advocate

For Respondent : Mr.T.Senthil Kumar,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.224 of 2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A2, who was arrested and remanded to judicial custody on 28.07.2022 for the offence under section 8(c), 20(b)(ii)(c), 25 of NDPS Act in Crime No.224 of 2022 on the file of the respondent police seeks bail.

2.The case of the prosecution is that on 28.07.2022, based on the secret information, the respondent police went to Dindigul, Chettinayakanpatti EB colony, near graveyard. At that time, they found that the accused persons were found in illegal possession of 34 kgs of ganja. Hence the case.



3. Heard both sides and perused the materials available on record including the First Information Report.

4. It is seen that there are totally 20 accused persons in this case, in which, the petitioner is arrayed as A2. The petitioner, A1, A3 and A4 were found in possession of 34 kgs of ganja. It is commercial quantity and as such, the petitioner failed to fulfill the twin conditions as contemplated under Section 37 of NDPS Act. Therefore, this Court is not inclined to grant bail to the petitioner. Accordingly, this criminal original petition is dismissed. However, the trial Court is directed to complete the trial in C.C.No.527 of 2023 within a period of six months from the date of receipt of a copy of this order.

sd/-

16/06/2023

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/07/2023

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS

TO

1. THE PRINCIPAL SPECIAL JUDGE,
(FOR EC AND NDPS ACT CASES),
MADURAI.
2. THE SUPERINTENDENT,
CENTRAL JAIL, MADURAI.
3. THE INSPECTOR OF POLICE,
DHADIKOMBU POLICE STATION,
DHADIKOMBU,
DINDIGUL DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER

IN

CRL OP(MD) No.9013 of 2023

Date : 16/06/2023

SI (04.07.2023) 2P/ 5C