



Crl.O.P.No.6099 of 2024

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C.V.KARTHIKEYAN, J.

The petitioner/A2 seeks anticipatory bail in Crime No.900 of 2023 registered by the respondent Police for the offence under Sections 8(c), 20(b)(ii)(B) and 25 of NDPS Act.

2. The case of the prosecution is that secret information had been received about the transit of banned tobacco products in an auto. There was a regular checking and they seized an auto bearing registration No.TN 66 T 2341 which was driven by the 1st accused. From the said auto, 77.700 kgs of banned tobacco products and 27 packets of cannabis chocolates have been seized.

3. It is contended by the learned counsel for the petitioner that there is no allegation against the petitioner herein. It is also contended by the learned counsel that the product which has been seized is not a narcotic substance and in this connection, he relied upon the judgment of the Karnataka High Court in the case of Roshan Kumar Mishra Vs. State of Karnataka reported in (2022) 240 AIC 437.

4. Even at the outset, it must be stated that the contention of the



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learned counsel is not correct. The lab report reveals that it is cannabinoid

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mixed with sugar. In this case, the charge sheet is yet to be filed. The product is primarily sold to the school children.

5. The status report has been filed wherein it had been stated that the petitioner has shifted to Kerala State. When the earlier application seeking Anticipatory Bail was dismissed on 04.10.2023, the petitioner had absconded to Bihar. It is thus evident that the petitioner is absconding from judicial custody.

6. Taking into consideration the seriousness of offences involved, I am not inclined to grant Anticipatory Bail to the petitioner and hence, this Criminal Original Petition stands dismissed.

19.06.2024

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