



Crl.O.P.No.9722 of 2024

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T.V.THAMILSELVI,J.

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 8(c), 20(b)(ii)(B), 25, 29(1) of NDPS Act, in Crime No.106 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case, as if he was involved in illegal transportation of 11 kgs of ganja. He further submitted that based on the confession of the arrested accused, this petitioner was arrested. He also submitted that the name was not mentioned in the FIR. He also stated that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays to grant anticipatory bail to the petitioner.

3. The respondent has filed a detailed Counter.



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4. Learned Government Advocate (Crl.Side) submitted that on 14.03.2024, when the respondent police received secret information about the illegal transport of Narcotic substances, he along with his team went to the scene of occurrence and found the 2 two-wheeler, caught hold and enquired. During the enquiry, they came to know that A1 and A2 were in possession of 4 kgs of ganja. Subsequently, based on the confession of A2, the respondent searched A2's house, where they found A3 to A5 and another 7 kilograms of ganja, A3 to A5 were also arrested. Totally, the accused were found in illegal possession of 11 kgs of ganja from Andhra Pradesh, which they were selling to the public and students in Tamil Nadu for personal gain. Further, they separated the gain amount among themselves, through the absconding accused/A6 bank account. He further submitted that the investigation is still pending. 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) for the respondent and perused the entire materials available on record.



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6. Taking into consideration the facts and circumstances of the case and the submissions made by the learned Government Advocate (Crl.Side) and considering the gravity of the offence and also taking note of the fact that this case needs detailed investigation, this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, this Criminal Original Petition stands dismissed.

drl

05.06.2024

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