



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 01.08.2024

CORAM

THE HON'BLE MRS.JUSTICE T.V.THAMILSELVI

Crl.O.P.No.18512 of 2024

Muthu @ Mutharasu

... Petitioner

Vs.

State Rep by.
The Inspector of Police
PEW Ponnammalle Police station,
Thiruvallur District.
Crime No. 334 of 2024

... Respondent

PRAYER: Criminal Original Petition filed under Section 439 of Cr.P.C.,
pleased to enlarge the petitioner herein on bail in connection with crime No.
334 of 2024 on the file of the respondent police, PEW/PNE Ponnammalle
Police station, Thiruvallur.

For Petitioner : Mr.Maruthupandian. M
For Respondent : Mr.V.Meganathan, B.A., B.L.,
Government Advocate (Crl. side)



WEB COPY



ORDER

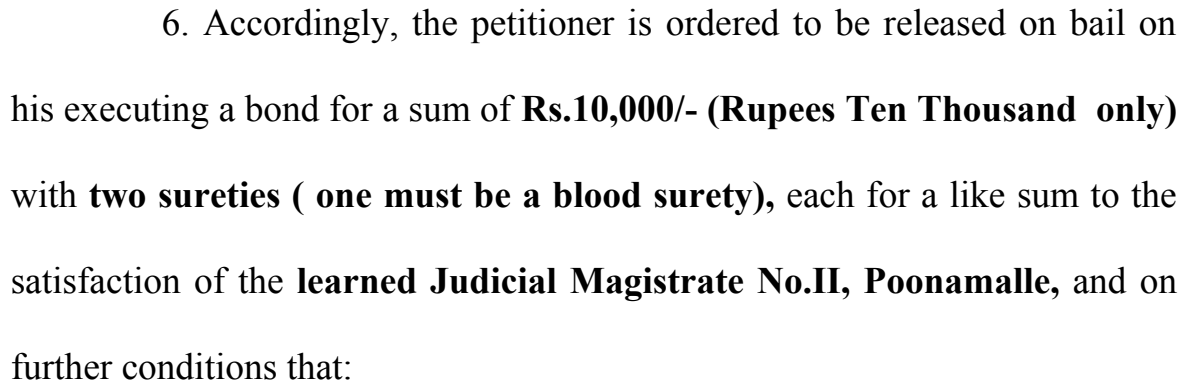
The petitioner, who was arrested and remanded to judicial custody on 10.06.2024 for the alleged offences punishable under Sections 8 (c) 20 (b)(ii)(B) of NDPS Act in crime No. 334 of 2024 on the file of the respondent, seeks bail.

2. The case of the prosecution is that the respondent police found the accused persons with possession of 1.600 kgs of Ganja. Hence, the case.

3. The learned counsel for the petitioner submits that the petitioner has been falsely implicated in this case and also contraband seized from the petitioner is intermediate quantity. Hence, he prays to allow this petition.

4. On the other side, the learned Government Advocate (Crl. side) submits that there are two previous case pending against the petitioner. However, he raised objection to grant bail.

5. Considering the facts of the case, the contraband seized from the petitioner is intermediate quantity and investigation is almost completed. Hence, this Court is inclined to grant bail to the petitioner.



[b] the petitioner shall report before the respondent police daily at 10.30 a.m., until further order. Further, the petitioner shall deposit a sum of Rs. 10,000/- to the credit of the The Principal Govt Yoga and Naturopathy Medical College,A/c.No.30143474408IFSC Code : SBIN0002196 MICR No.600002005

[d] the petitioner shall not tamper with evidence



WEB COPY



or witness either during investigation or trial;

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**;

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

01.08.2024

pbl



WEB COPY



T.V.THAMILSELVI,J.

pbl

To

1. The **Judicial Magistrate No.II, Poonamalle.**
2. The Inspector of Police
PEW Ponnammalle Police station,
Thiruvallur District.
3. The Sub jail, Poonamalle.
4. The Public Prosecutor,
High Court of Madras.

Crl.O.P.No.18512 of 2024

01.08.2024