



CRL OP(MD). No.5764 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 16/04/2024

PRESENT

THE HON`BLE MR.JUSTICE B.PUGALENDHI

CRL OP(MD). No.5764 of 2024

Chinna Udaiyan @ Subramani,

... Petitioner/ Accused No.3

Vs

The Inspector of Police,
Thirumangalam Town Police Station,
Madurai District.
Crime No. 556/2023.

... Respondent/Complainant

For Petitioner : Mr.V. Vijayasethupathy
Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Government Advocate (Crl.Side)

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

PRAYER :-

For Bail in Crime No. 556 of 2023 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who was arrested on 03.12.2023 for the alleged offence



CRL OP(MD). No.5764 of 2024

punishable under Sections 8(c), 20(b), (ii) (C), 25, 29(1) of NDPS Act, 1985 in Crime No.556 of 2023 on the file of the respondent police, seeks bail.

WEB COPY

2.The case of the prosecution is that the petitioner along with other accused were found in possession of 22 kgs of ganja.

3.The learned counsel for the petitioner submits that the petitioner has not committed any offence as alleged by the prosecution. The earlier bail applications filed by the petitioner before this Court in Crl.OP(MD) Nos.2610 of 2024 and 4534 of 2024, were dismissed on 20.02.2024 and 21.03.2024 respectively. This is the third bail application filed by the petitioner. The petitioner is languishing in jail for the past 126 days.

4.The learned Additional Public Prosecutor appearing for the respondent strongly objects for grant of bail to the petitioner as this petitioner was present along with the first accused at the time of recovery of 22 kgs of ganja. He further submits that the investigation is in crucial stage.

5.Considering the quantity of contraband involved in this case and in



CRL OP(MD). No.5764 of 2024

view of the provision under Section 37 of NDPS Act, 1985, this Court is not inclined
WEB COPY
to grant bail to the petitioner at this stage. Accordingly, this Criminal Original
Petition is dismissed.

sd/-
16/04/2024

/ TRUE COPY /

/04/2024

Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

VRN
TO

- 1 THE INSPECTOR OF POLICE
THIRUMANGALAM TOWN POLICE STATION,
MADURAI DISTRICT.
- 2 THE SUPERINTENDENT,
CENTRAL PRISON, THENI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.5764 of 2024
Date :16/04/2024

SS/VR/SAR- /23/04/2024/3P/4C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023