



CRL OP(MD)No.10735 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 30.07.2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD)No.10735 of 2024

M.Anda @ Manikandan

... Petitioner / Sole Accused

Vs

The Inspector of Police,
Mallanginar Police Station,
Virudhunagar District.
(Crime No.87 of 2024)

... Respondent / Complainant

For Petitioner : Mr.K.Dinesh, Advocate

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

PETITION FOR BAIL Under Sec.483 of B.N.S.S. U/s 439 of Cr.P.C.

PRAYER :-

For Bail in Cr No.87 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner, who was arrested and remanded to judicial custody on 06.06.2024 for the offence punishable under Sections 8(c), 20(b)(ii)(B) of the Narcotic Drugs &



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Psychotropic Substances Act, 1985 in Cr.No.87 of 2024 on the file of the respondent police, seeks bail.

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2.The case of the prosecution is that the petitioner was found in illegal possession of 1.300 kgs of ganja. Hence, the case.

3.The learned counsel for the petitioner submits that the petitioner is innocent and he has been falsely implicated in this case. He further submits that the petitioner is in judicial custody from 06.06.2024, hence he may be released on bail.

4.The learned Additional Public Prosecutor strongly opposes to grant bail to the petitioner on the ground that the petitioner is having nine previous cases, in which, 7 cases are similar in nature.

5.Considering the period of incarceration and also considering the quantity involved in this case, this Court is inclined to grant bail to the petitioner on certain conditions.

6 Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail, on executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Additional District and Sessions Judge / Special Court for EC & NDPS Act Cases, Pudhukottai.

[i] the sureties shall affix their photographs and Left thumb Impression in the



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surety bond and the Special Court/concerned Court may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity.

[ii] The petitioner shall report before the respondent police daily at 10.30 a.m, until further orders;

[iii] the petitioner shall not tamper with evidence or witness;

[iv] the petitioner shall not abscond during trial.

[v] On breach of any of the aforesaid conditions, the learned Judicial 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].

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

sd/-
30/07/2024

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31/07/2024
Sub-Assistant Registrar (A.E.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS



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To

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1.The Additional District and Sessions Judge,
Special Court for EC and NDPS Act Cases,
Pudukottai.

2.The Inspector of Police,
Mallanginar Police Station,
Virudhunagar District.

3.The Officer Incharge,
District Jail, Virudhunagar.

4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+CC to M/s.K.DINESH, Advocate, SR No.9150(I), dated 01.08.2024

ORDER
IN

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Date :30/07/2024

ED/ /SAR- (31/07/2024) 4P / 7C

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