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Crl.O.P.No.10537 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED :02.09.2025

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THE HONOURABLE Dr.JUSTICE G.JAYACHANDRAN

Crl.O.P.No.10537 of 2025

Paruvatham alias Paruvathan,M/A 40 years
Son of Muniyan
Road Street, Perumanatham Village
Kalvarayanamalai Taluk
Kallakurichi District.

Govindaraj alias Govindan, M/A-28 years
Son of Poonjolai
Main Road, Kilakkadu,
Perumanatham Village
Kalvarayanamalai Taluk
Kallakurichi District.

.. Petitioners/Accused

//versus//

The State rep.by
Inspector of Police
Karilalur Police Station
Kallakurichi District.
(Cr.No.267 of 2024)

.. Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in Crime
No.267 of 2024 on the file of the respondent.



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For Petitioners :Mr.C.Deepakkumar
For Respondent :Mr.A.Gopinath
Government Advocate (Crl. Side)

ORDER

The petitioners, who were arrested and remanded to judicial custody on 22.12.2024 for the offences under Sections 8(c)r/w 20(b)(ii)(C) and 8(b) r/w 20(a)(i) of NDPS Act in Crime No.267 of 2024 on the file of the respondent police, seek bail.

2.The case of the prosecution is that the petitioner along with other accused is alleged to have illegally cultivated ganja plants near Perumanatham Village, which belongs to the Forest Area. It is alleged that 1600 ganja plants were cultivated weighing around 104 kgs of ganja.

3.The learned counsel appearing for the petitioner submitted that the prosecution has weighed the entire plants including stem and root, which cannot be considered as commercial quantity.

4.This Court leaves this question open for the trial Court to decide while considering the bail petition. Taking note of the material on the face of



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the records, there is enough material to hold that the petitioner has violated the provision of the NDPS Act by cultivating cannabis plants unauthorizedly.

Hence, this Criminal Original Petition stands dismissed. The trial Court is directed to take up the trial out of turn and decide it as expeditiously as possible within a period of four months.

02.09.2025

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To

- 1.The Judicial Magistrate at Sangarapuram.
- 2.The Inspector of Police, Karilalur Police Station, Kallakurichi District.
- 3.The Central Prison, Villupuram.
- 4.The Public Prosecutor, High Court, Madras.

Dr.G.JAYACHANDRAN, J.



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