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Crl.O.P.No.25838 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09.10.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.25838 of 2025

Moin @ Mynullah @ Mynullah Syed Moinudeen ... Petitioner

Versus

State rep. by,
The Inspector of Police,
NIB CID Salem,
Salem District.
(Crime No.35 of 2020)

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita (BNSS) 2023, pleased to enlarge the petitioner on bail in Spl.C.C.No.07 of 2022 on the file of the Hon'ble Special Court for EC/NDPS Act, Salem.

For Petitioner : Mr. C. Deepakkumar

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



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ORDER

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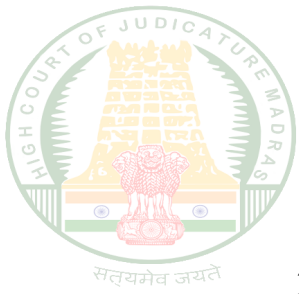
The petitioner, who apprehends arrest at the hands of the respondent police for the offence under Sections 8(c) r/w 20(b)(ii)(c) of Narcotic Drugs and Psychotropic Substances Act, (NDPS) 1985 in Crime No.35 of 2020, on the file of the respondent Police, seeks anticipatory bail.

2. It is seen that this is the second bail application filed by the petitioner. The first bail application in Crl.O.P.No.6677 of 2025 was dismissed on 17.03.2025 by this Court on the following grounds:

“ 4. The learned counsel appearing for the petitioner submitted that, since there is no progress in the Trial and considering the period of incarceration, the petitioner may be released on bail.

5. Per contra, the learned Government Advocate (Crl. Side), on instructions submitted that the Trial has now commenced and that a Non-Bailable Warrant has been issued against the absconding accused.

6. Considering the aforesaid facts, this Court is not inclined to entertain this bail application. Accordingly, this bail application stands dismissed. The respondents are directed to take steps against the absconding accused and the trial court shall proceed with the trial and conclude it as expeditiously as possible.”



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3. The learned Government Advocate (Criminal side) appearing for the respondent submitted that there are twelve witnesses in this case, out of which P.W.1 has already been examined, and the examination of L.W.2 is pending. In the meantime, one of the accused has absconded, and the case has been decided to split up to proceed with the trial against the available accused.

4. Recording the submissions of the learned Government Advocate and considering the huge quantity of contraband involved in this case, I am not inclined to grant bail to the petitioner at this stage.

5. Accordingly, this Criminal Original Petition stands dismissed.

09.10.2025

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K.RAJASEKAR, J.

klt

To

- 1.The Judicial Magistrate – I, Salem.
- 2.The Inspector of Police,
NIB CID Salem, Salem District. (Crime No.35 of 2020)
- 3.The Public Prosecutor, High Court of Madras, Chennai.

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