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CRL OP NO. 2039 of 2025
AND CRL A SR NO. 63348 OF 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-01-2025

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THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 2039 of 2025

AND

CRL A SR NO. 63348 OF 2024

The State Rep By, The Jr.Intelligence Officer,
Narcotics Control Bureau, Chennai Zonal
Unit, Chennai-600 077.

Petitioner(s)

Vs

D.Yuvaraj
S/o.M.Duraiswamy, No.44, Appavu Street,
Ellis Road, Chennai-600 002. and 7 Others

Respondent(s)

CRL A SR NO. 63348 of 2024

Union Of India

Appellant(s)

Vs

D.Yuvaraj

Respondent(s)

CRL OP NO. 2039 of 2025

For Petitioner(s):

Mr.N.P.Kumar, Special Public Prosecutor (for Ncb
Cases)

For Respondent(s):

CRL A SR NO. 63348 of 2024

For Appellant(s):

For Respondent(s):



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AND CRL A SR NO. 63348 OF 2024

ORDER

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Aggrieved by the acquittal of the respondents for the offences punishable under the NDPS Act, the petitioner/complainant has filed the present petition seeking leave to file an appeal.

2. The learned Special Public Prosecutor (for NCB cases) submitted that though the prosecution had established the case beyond reasonable doubt, the trial Court has held that the possession of the contraband was not illegal, without taking into consideration the prosecution case that the contraband was kept for illegal export without valid medical permit and that therefore, the judgment of the trial Court is liable to set aside.

3. The points raised by the learned Special Public Prosecutor require consideration by this Court and hence, leave is granted to file an appeal.

4. Registry is directed to number the appeal and post for admission, if it is otherwise in order.

29-01-2025

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To

1. D.Yuvaraj
S/o.M.Duraiswamy,
No.44, Appavu Street, Ellis Road, Chennai-600 002.

2. R.Chandramouli
S/o.U.R.Chandran,
Door No.38, Mahadevan Street,
West Mambalam, Chennai-600 033.

3. K.S.Rajesh Kumar
S/o.V.S.Chari,
No.6c, Gokulam Colony,
No.2, Ramavaram Main Road,
Valasaravakkam, Chennai-600 087.

4. Roshan Sumanlal Kapadia
S/o.Not Known,
No.434, Parijat Apts,
Dhanukarwadi,
Kandiwali(w), Mumbai-67.

5. Nikhil Sumanlal Kapadia
S/o.Not Known,
Plot No.337, Rsc 41, Secotr Vii, Charkop,
Kandiwali(w), Mumbai-67.

6. M/s.Vulcan Direct,
No.44, Appavu Street,
Ellis Road, Chennai-600 002.
(company Re.By R1, R2, R3 Herein)

7. M/s.Trade Ventures International,
4 Bhaidas Khimji Chowl Opp.,
New Appolo Industrial Estate,
Andheri(e), Mumbai-400 069.
(company Rep.By R4, R5 Herein)

8. M/s.Trade X,
4 Bhaidas Khimji Chowl Opp.,
New Appolo Industrial Estate,
Andheri(e), Mumbai-400 069.
(company Rep.By R4, R5 Herein)



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SUNDER MOHAN, J.

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29.01.2025