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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 03.12.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

CrI.O.P.No.32730 of 2025

Arul Kumar

... Petitioner

Vs.

State Represented By
Inspector of Police,
Paradarami Police Station,
Vellore District.
Crime No.197 of 2025.

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, to enlarge the petitioner on anticipatory bail in the event of his arrest in Crime No.197 of 2025 on the file of the respondent police.

For Petitioner : Mr.S.Kowseegan
For Respondent : Ms.J.R.Archana,
Government Advocate (Criminal Side).

ORDER

The petitioner herein apprehends arrest at the hands of the respondent police for the offences punishable under Sections 8(c), 20(b)(ii)(C), 25, 29(i) of N.D.P.S. Act in Crime No.197 of 2025, on the file of the respondent Police, seek anticipatory bail.



2. The case of the prosecution is that the petitioner along with other accused were involved in transportation and possession of 40 kgs of Ganja in a container lorry and Accused Nos.1 & 2 were arrested on the same day and on the basis of statement recorded from them, it is revealed that petitioner has also conspired to commit the above offences and involved in supporting them. Hence, he was also added as accused. Hence, the case.

3. The learned counsel for the petitioner submitted that only based on statement recorded from arrested accused, this petitioner is added as accused. He further submitted that the petitioner is an innocent person and he is ready to co-operate with the investigation. Hence, he prays to grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) reiterated the prosecution case and submitted that, apart from this case, petitioner has one previous case of similar nature and seized contraband herein is commercial quantity, investigation is pending, there are several material evidence available to connect the accused with contraband. Hence, she opposed for grant of anticipatory bail to the petitioner.



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5. Considering the fact that huge quantity of contraband has been seized from the petitioner and the petitioner is an habitual offender and contraband seized herein is commercial quantity and Section 37 of NDPS Act is applicable to this case for granting bail and no grounds were made out for satisfying twin conditions of Section 37 of NDPS Act, this Court is not inclined to grant bail to the petitioner.

6. Accordingly, this Criminal Original Petition is dismissed.

03.12.2025

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To

1. The Inspector of Police,
Paradarami Police Station,
Vellore District.

2. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR.J.,

kmm

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