

In the court of the Principal Special Court for EC & NDPS Act Cases, Madurai

Present : Thiru.V.Padmanabhan, M.A., M.L. D.H.
Additional District Judge / Presiding Officer.

Dated this the 11th Day of September 2020, Friday

Special CrI.M.P.No. 410 of 2020

...

Arunmuthu @ Arun, (19/2020)

S/o.Murugan.

.. Petitioner/Accused

/Versus/

State through the Inspector of Police,
Kanyakumari Police station.

Cr.No.728/2020.

.. Respondent/Complainant.

This bail petition is filed through online/email on 25.08.2020 and taken on file before me finally on this day in the presence of Thiru.S.Palani Velayutham, Advocate for the petitioner and Thiru.P.Seetharaman, Special Public Prosecutor for the State and upon perusing the records this court delivered the following:-

ORDER

Heard both sides through conference call.

2) The learned counsel appearing for the petitioner/accused would submit that the petitioner has been in judicial custody from 16.08.2020 and charged for the alleged offence under section 8 (c) r/w 20 (b) (ii) (B) & 25 NDPS Act; that the petitioner did not involve in this incident as alleged on prosecution side; that the petitioner is an innocent person; that if the petitioner is released on bail he will abide the conditions of this court and that he may be released on bail.

3) In the objections filed on prosecution side, it is stated that the petitioner already involved in two IPC cases incidents and that petition may be dismissed.

4) Admittedly, no similar nature of offence reported against the petitioner.

5) From perusal of records it reveals that the petitioner is in judicial custody

more than three weeks and the contraband involved in this case incident is 1.150 kgs. During remand period there is a possibility of completion of important portion of the investigation.

6) Considering the above circumstances, remand period and in view of the recent COVID 19 pandemic situation, taking lenient view and also in the interest of justice this court is inclined to grant bail to the petitioner.

7) Hence, the petitioner is enlarged on bail subject to condition on his executing own bond for Rs.10,000/- before the Superintendent, Sub Jail, Nagercoil. Further, he should appear before this court within 15 days from lifting of lock down, along with two sureties and execute a bond for the like sum each to the satisfaction of this Court and further condition to appear and sign before the respondent Police Station at 10.00 A.M. continuously without any deviation one month daily from lifting of lock down period. Thereafter, four weeks on every Friday.

In the result this petition is **Allowed**.

(Sd.) V.Padmanabhan,
Additional District Judge / Presiding Officer,
Prl. Spl Court for EC & NDPS Act Cases,
Madurai.

Copy to:

- 1) The Superintendent, Sub Jail, Nagercoil.
- 2) The Inspector of Police, Kanyakumari Police Station.
- 3) The counsel for the petitioner.