

In the Court of the Vacation Sessions Judge, Theni.

Present: Thiru. P. Ganesan, B.A., B.L., D.L.L.,
Vacation Sessions Judge, Theni,

Dated this the 28th day of May 2024

CrI.M.P. No. 178/2024 -In-

CrI.M.P. No. 129/2024

CNR.No.TNTH00-000235-2024

1. Jeevarajan

2. Muthaiah

3. Krishnapandi

... Petitioners/Accused

-Versus-

State through the Inspector of Police,

Allinagaram, P.S. in

Cr.No.127/2024

... Respondent/Complainant

This petition is coming up on this day before me for hearing in the presence of Thiru.S.Kajamydeen, for the petitioners and the Learned Public Prosecutor for the State and this Court passed the following:

ORDER

This petition has been filed by the petitioners/accused U/s.439 of Code of Criminal Procedure seeking bail.

2. The Nitty-Gritty of the prosecution case is as follows :-

On 27.04.2024 at 4.00 a.m., near Allinagaram SNR Branch when the police party intercepted and searched the petitioners riding on motor cycle bearing registration No. TN 60 AA 9947, they found petitioners possessing Ganja in their two wheeler tank cover. So the petitioners were arrested for the offence U/s.20(b) (ii) (A), 25, 29(1), 8(c) of NDPS Act and U/s.77 of Juvenile Justice Act 2015.

3. Heard both sides.

4. The points for determination is that can the petitioners be released on bail ?

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Answer :

5. The FIR and reply given by the police are perused. The FIR would show that when the police party intercepted and searched the petitioners riding on motor cycle, the petitioners were found possessing Ganja weighing 100 grms in their motor cycle tank cover. The alteration report prepared on 27.04.2024 would throw light on the matter that the petitioners possessing Ganja with an intention to selling it to school students and young peoples in their locality. This would cause serious impact on the young generation. Further as submitted by the prosecution, already criminal cases were pending against the petitioners. Having considered above grounds and the serious impact on the young generation and no change of circumstances made out after dismissing the earlier bail petition, the petitioners are not entitled for bail.

In result, this bail petition is dismissed.

Pronounced by me in open Court on this the 28th day of May 2024.

**Vacation Sessions Judge,
Theni.**

Copy to:

The Judicial Magistrate, Theni.