

IN THE COURT JUDICIAL MAGISTRATE NO.II, NAGERCOIL

Present : Thiru. K.Thaimanavar, M.B.A.,M.L.,
Judicial Magistrate II,
Nagercoil.

Monday 10th day of October 2022

CrI.M.P. No.10409/2022

Mathusoothanaperumal, S/o.Thavasi Muthu

.....Petitioner/ 1st Accused

/Vs/

Sub Inspector of Police,
Vadasery P.S.,
Cr. No.256/2022
Rep by APP, Nagercoil

-Respondent /Complainant

This petition has been filed on behalf of the 1st Accused by Advocate Thiru.R.Rathakrishnan in Cr.No.256/2022 on the file of respondent police for the offences U/S.8(c),20(b)(ii)(A), 29(1)NDPS Act, 77 The Juvenile Justice Act 2015 seeking bail U/S 437 of Cr.P.C. Upon perusal of application filed by the Advocate for the Petitioner/1st Accused and objections filed by the learned Assistant Public Prosecutor appearing for the Respondent/Complainant and upon hearing the arguments advanced, this court has made the following:

O R D E R

It is submitted on behalf of the petitioner that the 1st Accused is innocent of the offences alleged against him and he has been in judicial custody from 04.10.2022, it is also submitted that if the accused is released on bail, he is ready to furnish solvent sureties and that he will neither abscond nor evade from the process of law.

Notice issued to Respondent/Complainant and perused the objections received from Assistant Public Prosecutor. It is submitted by the state that the accused is in judicial custody from 04.10.2022 till now and co-accused are absconding from the case and that the investigation not yet completed and that the accused is selling the Cannabis for the school and college students and accused is released on bail, he may tamper prosecution witnesses and may involve in similar criminal activities and hence this petition is to be dismissed.

3. Heard. Case records perused. Considering the nature, facts and circumstances of the case, and period of incarceration for 7 days (from 04.10.2022) and the property has been already recovered and investigation would be almost completed by now and the police not taken any steps to final report and this Court grants conditional bail to the accused.

The Petitioner / accused on following conditions

- i. The petitioner/ accused shall execute a bond for Rs.10,000/- with two sureties for the like sum.
- ii. The petitioner/ accused shall appear and sign before the Respondent Police Station daily at 10.00 a.m and 5.00 p.m for 15 days.
- iii. The sureties shall affix their photograph and left thumb impression in the surety bond obtain a copy of their Adhar Card or Bank Pass Book to ensure their identity.
- iv. The petitioner shall not commit any offences of similar nature.
- v. The petitioners/Accused shall not abscond either during investigation or trial.
- vi. The petitioners/Accused shall not tamper with evidence or witness either during investigation or trial

Pronounced by me in Open Court, this the 10th day of October 2022

(Sd)/- K.Thaimanavar,
Judicial Magistrate No.II,
Nagercoil.

/true copy//

Judicial Magistrate No.II,
Nagercoil.