

IN THE COURT OF THE I ADDITIONAL SESSIONS JUDGE, THRISSUR.

Present:

Sri. K. Kamanees, Addl. Sessions Judge- I.

Tuesday the 09th day of September, 2025/18th Bhadra, 1947.

Crl.MP 4581/2025 in SC 883/2020

(Crime No. 47/2019 of E E & A N Special Squad, Thrissur)

Petitioner/ Accused : Vimal, S/o.Mani, Molath Aswathy
House, Edathala Desom, Aluva East
Village, Ernakulam.

By Adv. Smitha Suresh.

Respondent/Complainant : State of Kerala, represented by the
Excise Enforcement and Anti Narcotic
Special squad, Thrissur.

By Special Public Prosecutor Sri. M.K. Girishmohan.

Offences : U/s.22(b) of NDPS Act.

This is an application for regular bail filed under section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 put in by the accused.

This petition coming on for hearing on 09.09.2025 in the presence of the Special Public Prosecutor for the State and the court passed the following.

ORDER

This is an application for regular bail filed under section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023 put in by the accused. The accused is facing an indictment under section 22(b) of NDPS Act.

2. The case of the prosecution is that, the accused person was intercepted by the Excise Circle Inspector, Excise Enforcement & Anti Narcotic Special Squad, Thrissur and his party, on 19.09.2019 at 9.30 a.m, in front of Kallada Hotel, Mannuthy, a public place was found in possession

of 97 Nitrazepam tablets which weighing 43 grams for the purpose of sale. The accused was arrested on 19.09.2019 at 9.20 a.m. Therefore, the offence under section 22(b) of NDPS Act.

3. In the bail application it is stated that the petitioner is the sole accused in this crime. He was released on bail on crime stage and thereafter the case was committed to the Session's Court for appearance of the accused and issued a warrant against him. He failed to appear before the court, this court issued notice to the sureties and they appeared before this court. The petitioner was arrested on 12.08.2025 and produced before this court and on 13.08.2025 remanded to judicial custody. It is submitted that the petitioner was at Kollam in connection with his job and hence he could not come to the court on previous posting dates. There is no deliberation on the part of the petitioner in not appearing before this court. He is ready and willing to abide by any conditions.

4. In the report filed objecting to grant of bail, the Excise Circle Inspector, Excise Enforcement & Anti Narcotic Special Squad, Thrissur states that on 09.07.2025 issued a warrant against the petitioner and on 12.08.2025 he was arrested and produced before this court. If bail is granted to the petitioner, there is every chance of absconding of the accused and it will affect the trial of the case.

5. Both sides were heard.

6. The allegation against the petitioner is grave in nature. Thereafter, the accused absconded, and was subsequently arrested and produced before the court and was remanded to jail. This is a case of the year 2020. If he is released on bail, there is every likelihood of his absconding again.

7. In the said circumstances, this court finds that this is not a proper time that the accused should be granted bail. Therefore, the bail application is only to be dismissed.

In the result, the petition stands dismissed.

(Dictated to the Confidential Assistant, transcribed by her, corrected by me and pronounced in open court on this the 9th day of September, 2025).

K. KAMANEEES
I ADDL. SESSIONS JUDGE, THRISSUR

Copied by : Reshma

Order in
Crl.MP 4581/2025 in
SC 883/2020
Dated: 09.09.2025

/True copy/

By order

Sheristadar

Copy to: 1. The Excise Officer,
Excise Enforcement and Anti Narcotic Special squad,
Thrissur.