

In the court of the Communal Clash Cases, Madurai
Present: **D.Jeyakumari Jemi Rathna, B.Com., B.L.,**
District and Sessions Judge
Communal Clash Cases Court,
Madurai
Dated this the 16th Day of April 2026, Thursday

Crl.M.P.No.1175/2026

in

C.C.No.518/2022

...

Ramraj(A2)
S/o.Muthaiya,
T.Balakrishnapuram,
Thiruvadakam post,
Vadipatti Taluk,
Madurai District.

...Petitioner/ Accused

- /Versus/-

The State through the Inspector of Police,
Uthappanaickanur Police Station,
Crime No. 33/2019
Madurai District.

...Respondent/Complainant

This bail application is coming on this 16th Day of April 2026 before this Court in the presence of Thiru.D.Senthilrajan Advocate for the petitioner and Thiru.R.Ramasubramanian, Special Public Prosecutor for the State and having stood over for consideration this Court delivered the following:-

ORDERS

Petition averments in nutshell:

The Respondent Police has registered this case against the petitioner for the alleged offence punishable u/s 8(c) r/w 20(b)(ii)(B) of NDPS Act. This petitioner is into Judicial custody for more than 50 days. he went to Pollachi for coolie work. He was unable to attend this court on 06.12.2023. This petitioner was falsely implicated in

the case. This petitioner is innocent and he has not committed any offence. Hence prayed to enlarge this petitioner on bail.

Reply in nutshell:

This petitioner along with his associates, used to purchase prohibited contraband article from the neighboring state illegally and peddling the same for illegal gain to the school students and college students and public. If this petitioner is enlarged on bail, he will abscond to the neighbouring district or neighbouring state. Hence strongly objected to enlarge the petitioner on bail.

Heard both.

Petition, Reply and Material records were carefully perused.

Point for consideration:

Whether this petition is to be allowed?

Admittedly, this petition has been filed for enlarging this petitioner on bail.

The contention of the petitioner is that the petitioner was absent for one hearing. Hence NBW was issued against him and the same was executed and now is in judicial custody. Hence he has to be enlarged on bail.

The contention of the Respondent / Prosecutor is that, this petitioner did not appeared for any of the hearing. Totally six case under NDPS act are pending against this petitioner. Also the petitioner will abscond to neighbouring state or district. Hence strongly objected to enlarge on bail.

On perusal of records and daily adjudication it seems that this petitioner was absent on 21.08.2023, 13.09.2023, 01.11.2023 and also on 06.12.2023. As this petitioner was continuously absent for four hearings this court was constrained to issue NBW. It is pertinent to note that case stands posted for furnishing copies.

Also it seems that since then NBW was pending till it got executed on 12.01.2026. For such a long time this petitioner did not take any steps to recall NBW.

On perusal of this petition, it is strange that there is no explanation for the long absence and failure to recall NBW.

Continuous absence is not explained in this petition.

As per daily adjudication, it is clear that, when the case stands posted for furnishing copies, this petitioner remained absent which led to the issuance of NBW. Since then case is still pending in the same stage of furnishing copies.

On the above said circumstances, it is very clear that, this petitioner remained absent, continuously when the case began its progress. Because of his absence, case remained without any progress till date. Strangely, this petitioner did not choose to explain the continuous absence and for not taking any action for recalling NBW.

Therefore, this court has come to a conclusion, that the objection raised by the respondent is meaningful and to be considered.

Therefore this court has come to the conclusion, this petition is devoid of merit and is liable to be dismissed.

In the result, this petition is dismissed.

Hand written by me and typed by Typist in computer and corrected and pronounced by me in open court, on this the 16th Day of April 2026.

District and Sessions Judge,
Communal Clash Cases Court,
Madurai

