



IN THE COURT OF THE CHIEF JUDICIAL MAGISTRATE  
RAMANATHAPURAM

PRESENT: **Thiru.J.Jeya Suthahar, M.Sc., L.L.M.,**  
Chief Judicial Magistrate,  
Ramanathapuram.

Friday, the 6<sup>th</sup> day of March 2026

**STC No:2131/2022**

(CNR No.TNRM02-006760-2022)

The State represented by  
The Drugs Inspector,  
Ramanathapuram Range,  
O/o. The Assistant Director of Drugs Control,  
Virudhunagar Zone,  
30, L.P. Shanmugam Street,  
Virudhunagar-626001.

... Complainant

- / vs / -

Thiru.Rajendran,  
S/o.Tr.Velu,  
D.No.1/1, Indira Nagar,  
Velipattinam,  
Ramanathapuram – 623 501

... Accused

This private complaint was taken on file on 16.08.2022 and came before me for final hearing today in the presence of Thiru.S.Jawaharlal Nehru, learned Additional public prosecutor for the Complainant and Thiru. KAnbucheziyan, learned counsel for the accused and upon hearing the arguments on both side and upon perusal of the complaint, the documents filed by the complainant and other records and having stood over for consideration till this day, this court doth delivers



the following,

### **JUDGMENT**

This private complaint is filed by the complainant against the accused under Section 200 Cr.P.C for the contravention of the provisions of Section 18(c) of Drugs and Cosmetics Act 1940 which is punishable under section 27(b)(ii) of the said Act and under section 18A of the Drugs and Cosmetics Act 1940 which is punishable under Section 28 of the Act.

#### **2.The case of the complainant in brief reads as follows:**

On 18.12.2016 at about 8.00 A.M, when Tmt.D.Sivasakthi, Inspector of Police, Town Police Station, Tr.Kennady, Inspector of Police, Q CID Ramanathapuram and Police Party were engaged on crime detection patrolling in Ramanathapuram old Bus stand in front of Bagyalakshmi travels, the accused standing with a package in a suspicious manner was interrogated and he disclosed his name and address and voluntarily gave confession that he had in possession of the following drugs which were meant for illegally transported to Srilanka and the drugs, Cash, Mobile phones- 2 Nos and a two wheeler were seized through athakshi, 1. Mifegest tablets – 1020 Nos. 2. Tramadol-X tabletes-1, 20, 100 Nos. 3.Contrakit tablets-14, 850 Nos 4.Cytolog tablets-19, 360 Nos. 5.Tranzen TM tablets-50 Nos. In this connection a case was registered against the accused in Ramanathapuram Town Police Station in Cr.No.600/2016 u/s. 8(c) read with 22(c) of NDPS Act 1985 and the accused was



remanded to custody. The seized properties were produced before the Special Court for E.C Act, Pudukottai on 18.12.2016 and remanded in R.P.No.120/16 on 29.12.2016 by the Hon'ble Court. The seized drugs samples were sent to the Deputy Director (Narcotic Wings), forensic Science Laboratory, Chennai by the Hon'ble Additional District Judge, Presiding Officer, Special Court for E.C Act and NDPS Act vide letter D.No.1895/2016 dated 29.12.2016 and the report dated:27.12.2017 was sent to the court. In that report it is stated that the above drugs are not covered under Narcotic Drugs and Psychotropic Substances Act 1985. Further, The Assistant Director of Prosecution, Ramanathapuram gave a Legal opinion and stated that the case file may be referred to the Drugs Inspector, Ramanathapuram Range, through the Assistant Director of Drugs control, Virudhunagar zone. Therefore the entire file was transferred to the Drugs control through The Director of Drugs control, Tamilnadu, Chennai-06. On perusal of the entire file it was observed that the accused had stocked the above allopathic drugs and he did not produce the requisite drug License to deal allopathic drugs. Hence the accused contravened Section 18(c) of the Drugs and Cosmetics Act 1940. Therefore a show cause memo dated 23.07.2020 was sent to the accused through RPAD and requested to disclose the name, address and other particulars of the person from whom acquired the seized drugs as per Section 18A of Drugs and Cosmetics Act 1940. A reply letter was received from the accused dated 27.07.2020 and he requested to grant time to offer his explanation.



Further a reply letter dated 07.08.2020 was received from the accused and he stated in the letter that he filed petition before The Hon'ble High Court, Chennai at Madurai Bench to quash the FIR and also stated the accused cannot be punished twice for the same crime as per the criminal procedure code. But the entire file was handed over by the police to proceed further through the Drugs and Cosmetics Act and the police official did not file charge sheet against the accused. Moreover the accused did not disclose the name and address of the person from whom the seized drugs were acquired as per Section 18A of Drugs and Cosmetics Act 1940. Hence the complainant sent a detailed report to the Director of Drugs Control, Tamil Nadu, Chennai-6 on 07.09.2020 to obtain sanction order to prosecute the accused for the contravention of Section 18(c) of Drugs and Cosmetics Act 1940 which is punishable under Section 27(b)(ii) of the said Act and under Section 18A of Drugs and Cosmetics Act 1940 Act which is punishable under Section 28 of the Act. The sanction order dated 19.09.2020 was received from the Director of Drugs Control, Tamil Nadu, Chennai. Hence the complaint is filed.

3. The complaint was taken on file for the said offences and summon was issued to the accused. After receipt of summon, the accused appeared in person and he was also represented by his counsel. Copies of the complaint and other documents were furnished to the accused u/s. 207 Cr.P.C. When the accused was questioned about the substance of the accusation made against him by the complainant the accused denied



the offence and he claimed to be tried. When the above case was pending for the complainant side evidence, the accused filed petition admitting the offence stating that he did not press the CrI.O.P.(MD)No.7585 of 2025 filed by him before the Hon'ble Madurai Bench of Madras High Court and that he is admitting the offence voluntarily. He also filed the copy of the order passed by the Hon'ble Madurai Bench of Madras High Court in the above CrI.O.P.(MD)No.7585 of 2025 dated 10.02.2026 wherein it is seen that the above CrI.O.P was dismissed as withdrawn. The admission petition filed by the accused was allowed by this court.

4. By the complaint and the documents filed by the complainant, it is proved by the complainant that the accused has contravened the provisions of Section 18(c) of Drugs and Cosmetics Act 1940 which is punishable under Section 27(b)(ii) of the said Act and has contravened the provisions under Section 18A of Drugs and Cosmetics Act 1940 which is punishable under Section 28 of the said Act. Further the accused himself has pleaded guilty and has filed admission petition admitting the offence. Hence considering the facts and circumstances of this case this court is of the view that the complainant has proved the charges against the accused. Hence the accused is found guilty under Section 18(c) of Drugs and Cosmetics Act 1940 which is punishable under Section 27(b)(ii) of the said Act and found guilty under Section 18A of Drugs and Cosmetics 1940 Act which is punishable under Section 28 of the Act.



5. The accused in his admission petition has stated that he was in Judicial custody for 90 days for this case and that he is very poor and that he will not commit the offence in future. He has prayed for leniency in imposing the punishment. The above plea of the accused was considered and the records were perused. Considering the facts and circumstances of this case and the plea of accused, and considering the fact that the accused was in Judicial custody for about three months for this case this court is of the view that there is adequate reason to show leniency to the accused and to impose a lesser punishment to him.

6. In the result the accused is found guilty U/s.255(2) of Cr.P.C, for the offence under Section 18(c) of Drugs and Cosmetics Act 1940 which is punishable under Section 27(b)(ii) of the said Act and under Section 18A of Drugs and Cosmetics Act 1940 which is punishable under Section 28 and this court hereby impose punishment to the accused as follows :-

(i) For the offence under Section 18(c) of Drugs and Cosmetics Act which is punishable under Section 27(b)(ii) of the Act, the accused is sentenced to undergo simple imprisonment for three months and to pay a fine of **Rs.20,000/-** and in default to undergo simple imprisonment for **three months**.

(ii) For the offence under Section 18(A) of Drugs and Cosmetics Act 1940 which is punishable under Section 28 of the Act, the accused is sentenced to undergo simple imprisonment for three months and to pay a fine of **Rs.20,000/-** and in default



to undergo simple imprisonment for **three months**.

(iii) The accused is directed to undergo the above imprisonment imposed upon him for each offence concurrently and the period of imprisonment undergone by the accused from 18.12.2016 to 18.03.2017 is ordered to be set off under Section 428 Cr.P.C.

Total fine **Rs.40,000/-**

The properties seized by the B1 Town Police, Ramanathapuram in Cr.No.600/2016 in connection with this case and remanded in RP No.120/16 of the Additional District and Sessions Judge, Special Court for EC Act, Pudukottai and later remanded in this court in P.R.No.04/26, the Item No.1 to 5 and 10 to 14 drugs are ordered to be destroyed. Item No.6 a black colour Samsung Cell with battery Sim Card and Item No.7 a black colour LETD Cell with battery Sim Card were already handed over to the accused as per the order of the Additional District and Sessions Judge, Special Court for EC Act, Pudukottai in CrI.M.P.No.969/17, dated 19.04.2017 for interim custody. Further Item No.8, the red colour Yamaha Crux Bike bearing Regn.No.TN-65-Y-5724 (Eng.No.5KAA007393 and Chassis No.ME15KA0A8A2007330) was already handed over to the accused as per the order of the Additional District and Sessions Judge, Special Court for EC Act, Pudukottai in CrI.M.P.No.1016/17, dated 02.05.2017 for interim custody. It is ordered that the accused shall keep the above Item No.6 to 8 of the properties and the bond executed



by him has to be canceled after the appeal time was over. Further Item No.9, a sum of Rs.4,600/- which was deposited in FD No.41139409023 in State Bank of India, is ordered to be confiscated to the Government along with the accrued interest amount.

Dictated to the Steno typist directly and typed and printed out by her and corrected, pronounced by me in the open court on this the 06<sup>th</sup> day of March 2026.

Chief Judicial Magistrate,  
Ramanathapuram.

**Complainant side witness and documents:** Nil

**Accused side witness and documents :-** Nil

Chief Judicial Magistrate,  
Ramanathapuram.

**Remarks :**

1. The result of the case was intimated to the complainant.
2. Fine amount was recovered from the accused.
3. Since the accused had already undergone the imprisonment period and it was ordered to be set off under Section 428 Cr.P.C, he was set at liberty.

Chief Judicial Magistrate Court,  
Ramanathapuram.  
STC.No.2131/2022  
Judgment  
Dated : 06.03.2026