



Crl.O.P.No.27308 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : **03.10.2025**

CORAM

THE HON'BLE MR. JUSTICE **N.SENTHILKUMAR**

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Appu @ Varadaraj

... Petitioner / Accused-1

-VS-

State Rep. By
The Inspector of Police,
Virinchipuram Police Station,
Virinchipuram, Vellore District.
(Crime No.183 of 2025)

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of B.N.S.S., 2023, to enlarge the petitioner on bail in Crime No.183 of 2025, pending investigation on the file of the respondent police.

For Petitioner : Mr.G.Vinodhkumar

For Respondent : Mr.V.J.Priyadarsana,
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 16.08.2025, for the alleged offence punishable under Sections 123, 111 of BNS



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Act r/w 77 of Juvenile Justice Act in Crime No.183 of 2025, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner and other accused were in possession of Tapentadol tablets on enquiry it is revealed that the accused in this case sells the same to School students at Abdullapuram near ITI, Mottur and Virinjipuram Government School. Thereafter, the confession statement of the petitioner was recorded and the body search was conducted by the respondent police in result of which 10 tablets and one strips containing 6 tablets, totally 256 tablets and Kanja (Cannabis 150 grams) were recovered from the petitioner and his mobile phone was also seized. Hence the complaint.

3. Learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He would further submit that the petitioner was arrested and he is in judicial custody from 16.08.2025 and is ready to abide by any conditions that may be imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police submitted that the petitioner was in possession of totally 256



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tablets and Kanja (Cannabis 150 grams) and three previous cases are pending against the petitioner. Therefore, he opposed for grant of bail to the petitioner.

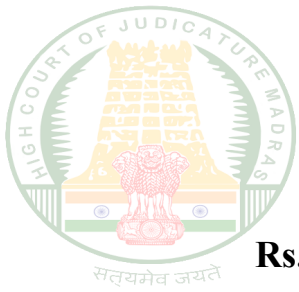
5. Heard both sides and perused the materials available on record including the First Information Report.

6. Considering the submissions of the learned counsel on either side and the period of incarceration undergone by the petitioner, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties, each for a like sum to the satisfaction of the ***learned Special Judge for Exclusive Trial of Cases under POCSO Act, Vellore***, and on further conditions that:-

[a] the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner is directed to deposit a sum of



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Rs.50,000/- (Rupees Fifty thousand only) as non-refundable deposit either through RTGS/NEFT/cash/demand draft in favour of the **Dean, Rajiv Gandhi Government General Hospital, Chennai, bearing A/c. No.10273425961, State Bank of India, Park Town (Chennai), 68, Evening Bazaar Road, Chennai, IFSC:SBIN0001856**, without prejudice to his defence before the trial Court and the learned Judicial Magistrate, after perusing the challan/receipt, shall accept the sureties furnished by the petitioner;

[c] the petitioner shall report before the concerned Judicial Magistrate at 10.30 a.m on every Monday to Friday and appear before the respondent police at 10.30 a.m on every Saturday and Sunday until further orders;

[d] the petitioner shall not abscond either during investigation or trial;

[e] the petitioner shall not tamper with the evidence or witness either during investigation or trial;

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself, as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560];

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 B.N.S.



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Note:-

1. Registry is directed to forthwith upload this order in the official website of this Court.
2. All concerned to act on this order being uploaded in official website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in official website of this Court will be watermarked and will also have a QR code.

To

- 1.The learned Special Judge for Exclusive Trial of Cases under POCSO Act, Vellore.
- 2.The Inspector of Police,
Virinchipuram Police Station,
Virinchipuram, Vellore District.
- 3.The Superintendent of Police,
Central Prison, Vellore.
- 4.The Public Prosecutor,
High Court of Madras.



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N.SENTHILKUMAR, J.

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