



WEB COPY



Crl.O.P.No.27647 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 09.10.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.27647 of 2025

Vallarasu

... Petitioner

Vs.

The State represented by
The Inspector of Police,
Gudiyatham Town Woman Police Station,
Vellore District.
(Crime No.370 of 2025)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner/Accused on bail in
Crime No.370 of 2025 on the file of the respondent police.

For Petitioner : Mr.M.Sarath Kumar

For Respondent : Mr.A.Gopinath
Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody
on 11.09.2025, for the offence punishable under Sections 111, 123 of BNS
and Section 77 of Juvenile Justice Act in Crime No.370 of 2025, registered
on the file of the respondent, seeks bail.



Crl.O.P.No.27647 of 2025

WEB COPY

2. The case of the prosecution is that the petitioner, along with other accused, found in possession of 277 Tapentadol Hydrochloride Tablets (each 100 mg) and were selling drugs to school and college students in and around the Gudiyatham area. Hence, the case.

3. Learned counsel appearing for the petitioner submitted that the names of the petitioner is not found in the FIR, though the accused has been arrested. He further submitted that the petitioner is an innocent and has been falsely implicated in this case based on the confession of A4, and that he has been in custody since 11.09.2025. Hence, he prayed for grant of bail to the petitioners.

4. Learned Government Advocate (Criminal Side) appearing for the respondent police opposed the grant of bail, reiterating the prosecution case and submitted that the petitioner does not have any previous criminal antecedents.

5. Heard both sides and perused the materials available on record.



Crl.O.P.No.27647 of 2025

WEB COPY

6. Considering the nature of the allegations, the fact that the contraband seized is a Schedule H drug which was misused by the petitioner, and the period of incarceration, this Court is inclined to grant bail to the petitioner with certain conditions:

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the learned **Judicial Magistrate Court, Gudiyatham, Vellore District**, and on further conditions that:

[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

[b] the petitioner shall report before the respondent police for a period of three weeks, and thereafter as and when required for interrogation;

[c] the petitioner shall make himself available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly



WEB COPY



CrI.O.P.No.27647 of 2025

cause any threat to the de facto complainant and witnesses;

[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[f] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioner in accordance with law as if the aforementioned 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)13 SCC 283]**;

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

09.10.2025

cda



CrI.O.P.No.27647 of 2025

WEB COPY

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 the official website of this Court will be watermarked and will also have a QR code.

To

- 1.The Judicial Magistrate, Gudiyatham, Vellore District.
- 2.The Inspector of Police,
Gudiyatham Town Police Station,
Vellore District.
- 3.The Central Prison, Vellore.
- 4.The Public Prosecutor,
High Court of Madras.

K.RAJASEKAR, J.

cda



WEB COPY



Crl.O.P.No.27647 of 2025

Crl.O.P.No.27647 of 2025

09.10.2025