



WEB COPY



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 20.02.2026

CORAM :

THE HON'BLE MR. JUSTICE K. RAJASEKAR

Crl.O.P.No.4237 of 2026

Soundarapandian

... Petitioner

-VS-

State Rep by,
The Inspector of Police,
Kannankurichi Police Station,
Salem District.
(Crime No.34 of 2026)

... Respondent

Prayer:- Criminal Original Petition filed under Section 483 of BNSS, 2023, to enlarge the petitioner on bail in Crime No.34 of 2026 on the file of the respondent police.

For Petitioner : Mr.W.Camyles Gandhi

For Respondent : Dr.C.E.Pratap
Government Advocate (Crl. Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 04.02.2026 for the alleged offences punishable under Section 123 of BNS, in Crime No.34 of 2026, registered on the file of the respondent police, seeks bail.



2. The allegation against the petitioner is that he, along with other accused was found in possession of 20 tablets of Tapentadol, weighing 100 mg each. Hence, a case has been registered and the petitioner was arrested.

3. The learned counsel appearing for the petitioner submitted that the petitioner is in judicial custody since 04.02.2026 and that no recovery was effected from this petitioner. He further submitted that only based on the confession of the arrested accused, this petitioner was added as an accused in this case. Hence, he prays to grant bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that there are totally two accused in this case, and the petitioner is ranked as A2. He further submitted that the petitioner has one previous case, similar in nature pending against him; no property was recovered from the petitioner and that the investigation is still pending. Hence, he opposed to grant bail to the petitioner.

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

6. Considering the submissions made by the learned counsel on either side, the nature of the allegations, the fact that no property was recovered from the petitioner and that the petitioner was arrayed as an accused based on the confession of the arrested accused, considering the period of his incarceration though the petitioner has one previous case pending against him



and considering the period of his incarceration, this Court is inclined to grant bail to the petitioner, subject to certain conditions.

WEB COPY

7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of Rs.25,000/- (**Rupees Twenty Five Thousand only**) with two sureties each, for a like sum to the satisfaction of the learned **Judicial Magistrate – IV, Tiruppur**, 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 shall stay at Madurai and report before D1 Tallakulam Police Station, Madurai, daily at 10.30 a.m., for a period of three weeks and thereafter as and when required for interrogation.

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

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

[e] 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



WEB COPY

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];

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

20.02.2026

drl

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 No.IV,
Tiruppur.

2.The Inspector of Police,
Kannankurichi Police Station,
Salem District.

3.The Superintendent,
Central Prison, Salem.

4.The Public Prosecutor,
High Court, Madras.



WEB COPY



K. RAJASEKAR, J.

drl

Crl.O.P.No.4237 of 2026

20.02.2026