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CRL OP No. 11761 of 2



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 07-05-2026

CORAM

THE HON'BLE MRS.JUSTICE L.VICTORIA GOWRI

CRL OP No. 11761 of 2026

1. Pradap
2. Prasath

..Petitioners

Vs

State of Tamil Nadu
represented by
The Sub-Inspector of Police
Vaniyambadi Town Police Station,
Tirupathur.
Crime No.91 of 2026

..Respondent

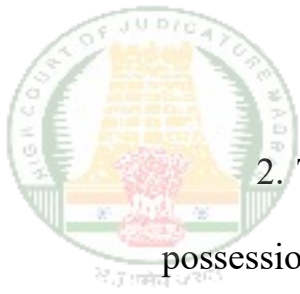
Prayer: Criminal Original Petition filed under Section 483 of B.N.S.S to enlarge the Petitioner on bail in connection with the Crime No.91 of 2026 on the file of the Respondent Police.

For Petitioners: Mr.D.Padmanabhan

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

ORDER

The petitioners, who were arrested and remanded to judicial custody on 28.03.2026 for the alleged offences under Sections 278, 123 of BNS Act in Crime No.91 of 2026 on the file of the respondent police, seeks bail.



2. The case of the prosecution is that the petitioners were found to be in possession of Tapentadol narcotic tablets. Hence, this case.

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3. The learned counsel for the petitioners submitted that the petitioners are innocent and have been falsely implicated in this case without any basis. It is further submitted that the petitioners are ready to cooperate with the investigation and will appear before the respondent police as and when required. The learned counsel further contended that the petitioners are ready to abide by any conditions imposed by this Court. Hence, he prayed for the grant of bail to the petitioners.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police, while opposing the grant of bail to the petitioners, reiterated the prosecution's case and submitted that the petitioners have been arrayed as A3 and A5 and they were arrested on 28.03.2026. He further submitted that there are four previous cases pending against the petitioners.

5. At this juncture, the learned counsel for the petitioners submitted that the petitioners, without prejudice to their defense and contention, are ready and willing to deposit an amount of Rs.1,00,000/- to any association. Hence, he prays for grant of bail to the petitioners.



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

7. Considering the facts and circumstances of the case, the nature of the allegations and the submissions made by learned counsel on either side, and taking note of the period of incarceration undergone by the petitioners as well as the fact that the petitioners have volunteered to deposit a sum of Rs.1,00,000/- to the credit of the 'Cancer Institute (WIA), Gandhi Nagar Canal Bank Road, Adyar, Chennai', this Court is inclined to grant bail to the petitioners subject to certain conditions.

8. Accordingly, the petitioners shall deposit a sum of Rs.1,00,000/- (Rupees One lakh only) as cost to the **Cancer Institute (WIA), Gandhi Nagar Canal Bank Road, Adyar, Chennai – 20** (payable in **S.B.A/c.No.149710011000002, Union Bank of India, Madhya Kailash Branch, Cancer Institute (WIA) Campus, Sardar Patel Road, Chennai-36, Branch Name and Code : 1497, MICR No.600011049, IFSC Code: UBIN0814971**) and on such deposit, the petitioners are ordered to be released on bail on their executing a separate 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 **Judicial Magistrate, Vaniyambadi** 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 petitioners shall report before the respondent police daily at 10.30 a.m. for a period of two weeks and thereafter as and when required for interrogation;

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

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

[e] on breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions had been imposed and the petitioners released on bail by the learned Magistrate/Trial Court itself, as laid down by the Hon'ble Supreme Court in *P.K.Shaji vs. State of Kerala [(2005)13 SCC 283]*;

[f] if the petitioners thereafter abscond, a fresh FIR may be registered under Section 269 of the Bharatiya Nyaya Sanhita, 2023.

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



To:

1. The Judicial Magistrate,
Vaniyambadi

2. The Superintendent,
Vellore Central Prison

3. The Sub-Inspector of Police
Vaniyambadi Town Police Station,
Tirupathur.

4. The Public Prosecutor
High Court of Madras



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L.VICTORIA GOWRI J.

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