WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 12-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 32983 of 2026

D.Vijay,
S/o.Deepak,
Residing at No.151, N.K.Nagar,
Bagayam,
Vellore-632 002. ...Petitioner/3rd Accused

Vs

The State Represented by,
The Inspector of Police,
Vellore South L&O Police Station,
Vellore District. ...Respondent/Complainant
Crime No.234 of 2026.

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with the case in Crime No.234 of 2026 pending investigation on the file of the Respondent Police.

For Petitioner(s): Mr.M.Sudhakaran
For Respondent(s): Mr.Durai Gunasekaran,
Govt.Advocate (Crl.Side)

O R D E R

The petitioner, who was arrested and remanded to judicial custody on 22.10.2026 for the alleged offences under Sections 111, 123 of BNS Act, in Crime No.234 of 2026 on the file of the respondent police, seeks bail.

https://www.mhc.tn.gov.in/judis

WEB COPY

2. The allegation against the petitioner is that the petitioner along with other accused was found to be in illegal possession of 32 ETADOL-100 (Tapentadol) tablets. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is innocent and has been falsely implicated in this case without any basis. It is submitted that the petitioner has been in judicial custody since 22.10.2026 and that the petitioner is ready to cooperate with the investigation. He further submitted that the co-accused had already been released on bail by this Court in Crl.O.P.No.32156 of 2026, dated 05.11.2026. The learned counsel would further contend that the petitioner is ready to abide by any condition imposed by this Court. Hence, he prayed for grant of bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent submitted that the petitioner was found in possession of 32 ETADOL-100 (Tapentadol) tablets. He further submitted that the petitioner has no previous criminal antecedents and the investigation is still pending. Hence, he strongly opposed the grant bail to the petitioner.

5. I have given anxious consideration to the submissions made by the learned counsel on either side.

https://www.mhc.tn.gov.in/judis

WEB COPY

6. Considering the nature of the allegations, the quantity of contraband allegedly seized, the fact that the petitioner has been in custody and the stage of investigation, this Court is inclined to enlarge the petitioner on bail, 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.25,000/- (Rupees Twenty-Five Thousand only)**, with two sureties for a like sum each to the satisfaction of the **learned Judicial Magistrate No.1, Vellore,** and subject to the following conditions:

[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 daily at 10.30 a.m. until further orders;

[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 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

https://www.mhc.tn.gov.in/judis

WEB COPY

by the Hon'ble Supreme Court in ***P.K.Shaji vs. State of Kerala [(2005)13 SCC 283];***

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

12-11-2026

nvi

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.1,
Vellore.

2. The Inspector of Police,
Vellore South L&O Police Station,
Vellore District.

3.The Superintendent,
Central Jail, Vellore District.

4.The Public Prosecutor,
High Court, Madras.

https://www.mhc.tn.gov.in/judis

WEB COPY

N.RAMESH, J.

nvi

CRL OP No. 32983 of 2026

12-11-2026

https://www.mhc.tn.gov.in/judis