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Order QR

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 18-11-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 33695 of 2026

CNR: {HCMA012716792026}

Case QR

M.Dinesh
S/o Mohan,
No.14, P.N.K Garden,
2nd Street,
Pattunulkaran Main Road,
1 to 6 streets, Mylapore Taluk,
Chennai.

..Petitioner(s)

Vs

The State Rep by The Sub Inspector of Police
Bagayam Police Station,
Vellore District.
Crime No.325 of 2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with Crime No.325 of 2026 pending investigation on the file of the Respondent Police and pass such other orders.

For Petitioner(s): M/s.D.Percivul Pericles for Mr.L.Ram Kumar

For Respondent(s): Mr.Durai Gunasekaran, Government Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on 12.10.2026 for the alleged offences under Sections 111 and 123 of BNS, 2023 in Crime No. 325 of 2026 on the file of the respondent police, seeks bail.

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2. The allegation against the petitioner is that the petitioner along with other accused was found in possession of 56 Tapentadol, each containing 100 mg. Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is in judicial custody since 12.10.2026 and that the petitioner is innocent and has been falsely implicated in this case and that he has not committed any offence as alleged by the prosecution. He further submitted that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays for grant of bail to the Petitioner.

4. Per contra, the learned Government Advocate (Criminal Side) appearing for the Respondent Police reiterated the prosecution case and submitted that the petitioner has one previous case pending against him. However, he opposed the grant of bail to the Petitioner.

5. I have given my anxious consideration to either side submissions and perused the materials available on record.

6. Considering the facts and circumstances of the case, it is seen that though the petitioner has one previous case and that no contraband was seized from his possession. Taking into consideration the period of incarceration and

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the quantity of the contraband seized, 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.25,000/- (Rupees Twenty Five Thousand only)** with **two sureties each**, for a like sum to the satisfaction of the **learned Judicial Magistrate No.I, Vellore,** 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 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 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];**

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

18-11-2026

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.I,
Vellore.

2. The Sub Inspector of Police
Bagayam Police Station,
Vellore District.

3.The Superintendent, Central Prison,
Vellore.

4.The Public Prosecutor,
High Court, Madras.

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N.RAMESH, J.

DRL

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