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CRL OP No. 554 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 09-01-2026

CORAM

THE HONOURABLE MR.JUSTICE K.RAJASEKAR

CRL OP No. 554 of 2026

1. Mangesh Kedar Shejwal
S/o.Kedar Shejwal Near Mankhurd
Railway Station, Dr.Ambedkar nagar-2,
PMGP Colony Mankhurd Shivaji
Nagar SO Dist, Mumbai. and 2 Others

Petitioner/A4

Vs

1. State of tamilnadu rep by the
Inspector of Police
Prohibition Enforcement wing (PEW),
Arakonnam police Station, Ranipet
District. Cr.No.70 of 2025.

Respondent(s)

PRAYER

To enlarge the petitioner on bail in Cr.No.70 of 2025 pending investigation before the respondent police.

For Petitioner(s): M/s.M.Vinoth

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 21.09.2025 for the offences punishable under Section 123 of BNS r/w Section



77 of Juvenile Justice (Care and Protection of Children) Act altered to Sections 111 and 123 of BNS r/w Section 77 of the Juvenile Justice (Care and Protection of Children) Act, 2015 in Crime No.70 of 2025, registered on the file of the respondent police, seek bail.

2. The case of the prosecution is that on 13.09.2025, based on a complaint from Assistant Sub Inspector of Police, CIB, Chennai, the respondent conducted inspection in Train No.12163 (LTT-MAS) running between TRT-AJJ Railway Station; that thereby, they found two accused persons/ A1 & A2 were involved in illegal possession of 148 strips of 100mg Tapentadol tablets; that upon further investigation and from the confession statements of A1 and A2, it is revealed that they had purchased the aforesaid drugs illegally from Sara Medical Store near Nagpada Junction in Mumbai for the purpose of selling the same to minors, school students and drug abusers illegally for their personal gain; that thereafter, the petitioner herein/ A4, who was the Salesman of the said Sara Medical Store was summoned under Section 35 BNSS to appear for enquiry on 21.09.2025; that in the enquiry, it is revealed that the accused persons were involved in large-scale illicit sale and diversion of Tapentadol Tablets in violation of the Section 65 of the Drugs and Cosmetics Rules, 1945 to yield high profits; that further the petitioner along with other accused colluded together and have carried a bulk quantity of 15000 Tapentadol Tablets (100mg) from Maharashtra to the state of Tamil Nadu for illegal sales. Hence, this case.



3. The learned counsel appearing for the petitioner submitted that on 19.09.2025 itself the petitioner was taken to custody illegally and the CCTV footages recorded reveal that these petitioner was taken from Mumbai, however his arrest was shown at Arakkonam with the recovery of 15,000 numbers of Tapentadol Tablets, as if they travelled to Arakkonam, hence a false case has been lodged against the petitioner and he is in judicial custody since 21.09.2025; and that the petitioner is ready to abide by any condition that may be imposed by this Court and sought for bail to the petitioners.

4. Learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and submitted that the investigation in this case is not concluded and this Court earlier dismissed the bail application of the petitioner in Crl.O.P.No.29591 of 2025 dated 11.11.2025. Hence, he opposed for grant of bail to the petitioner.

5. Heard both sides and perused the materials available on record including the First Information Report.

6. I have gone through the earlier order and admittedly the petitioner is in custody from 21.09.2025 and so far, no final report is filed, hence, this Court is



inclined to grant bail to the petitioner, subject to certain conditions.

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7. Accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.20,000/- (Rupees Twenty Thousand only)** with two sureties, each for a like sum to the satisfaction of the *learned Judicial Magistrate, Arakkonam* 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 report before the respondent police daily at 10.30 a.m., for a period of four weeks;

[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 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];

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

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Mpa

Index:Yes/No

Speaking/Non-speaking order

Internet:Yes

Neutral Citation:Yes/No

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, Arakkonam.

1.State of tamilnadu rep by the

Inspector of Police

Prohibition Enforcement wing (PEW),

Arakonnam police Station, Ranipet

District. Cr.No.70 of 2025.

3.The Superintendent,
Central Prison, Vellore.

4.The Public Prosecutor,
High Court, Madras.



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K.RAJASEKAR J.
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