



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-08-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 24072 of 2026

Mugilan
S/o.Ezhumalai,
No.7/1779 Madha Kovil Street,
Kundrumedu, Mugalivakkam,
Kancheepuram 600 125.

..Petitioner(s)

Vs

The State rep by the Inspector of Police
Moulivakkam Police Station,
Kancheepuram District.
Crime No.167/2026.

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in pending
investigation Crime No.167 of 2026 on the file of respondent

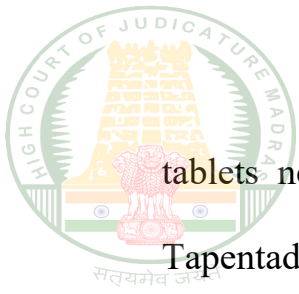
For Petitioner(s): M/s. A.G.Abdul Kareem

For Respondent(s): Mr.M.M.I.Khaleel, Govt.Advocate (Crl.Side)

ORDER

The petitioner, who was arrested and remanded to judicial custody on
11.08.2026 for the alleged offence under Sections 123 and 278 of BNS, Act in
Crime No. 167 of 2026 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that on secret information, the
respondent police intercepted the petitioner and was selling the tapentadol



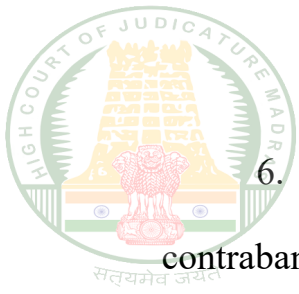
tablets near Mugalivakkam Thiruvallurvar Park. On search, 100 tablets of Tapentadol hydrochloride tablets was recovered from the petitioner and the petitioner was arrested and remanded to judicial custody on 11.08.2026.

Hence, the case.

3. The learned counsel for the petitioner submitted that the petitioner is in judicial custody since 11.08.2026 and that the petitioner is innocent and has been falsely implicated in this case. 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 seized contraband is not a scheduled drug and the petitioner was found in possession of huge quantity of the contraband without any valid prescription and the purpose of selling it to others. He further submitted that the petitioner has no previous criminal antecedents. 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 and the entire contraband was seized from the petitioner and the fact that the petitioner has no previous criminal antecedents and taking into consideration the period of incarceration of the petitioner, 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 Court, Tirupporur**, 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



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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]**;

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

28-08-2026

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, Sriperumbudur.

2. The Inspector of Police
Moulivakkam Police Station,
Kancheepuram District.

3.The Superintendent,
Central Prison, Puzhal 2, Chennai.

4.The Public Prosecutor,
High Court, Madras.



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N.RAMESH, J.

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