

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-08-2026

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THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 23801 of 2026

S.Dalwin

..Petitioner

Vs

The State Rep by
The Inspector of Police
T14 Mangadu Police Station,
Kancheepuram District.
Crime No.317/2026.

..Respondent

PRAYER

This Criminal Original Petition is filed under Section 483 of BNSS,
praying to enlarge the petitioner on bail in connection with **Crime No.317 of 2026** on the file of the respondent

For Petitioner(s): M/s.Pon Law Associates

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on 25.07.2026 for the alleged offence under Sections **278, 123 of BNS read with Section 8(c), 20(b)(ii)(A) of NDPS Act** in **Crime No.317 of 2026** on the file of the respondent police, seeks bail.



2. The case of the prosecution is that A1 and A3 were found in illegal possession of 4 strips of Tapentadol (100 mg), containing 40 tablets each, and A2 was in possession of 20 grams of ganja.

3. The learned counsel appearing for the petitioner submitted that the petitioner has been falsely implicated in the present case and 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 the 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 is A2 and he fairly conceded that there is no previous case pending against the petitioner. 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; taking note of the submission made by the learned Government Advocate (Crl.Side); considering the fact that there is no previous case pending against the petitioner and



considering the period of incarceration of the petitioner since 25.07.2026, this Court is of the firm view that further incarceration of the petitioner is not required for the purpose of investigation. Hence, 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, Sriperumbudur**, 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;



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[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]**;

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

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Index: Yes/No

Speaking/Non-speaking order

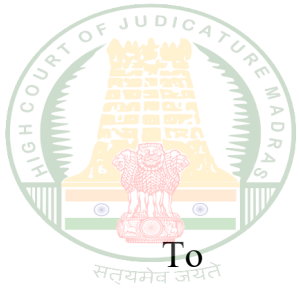
Neutral Citation: Yes/No

MFA

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

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1. The Judicial Magistrate,
Sriperumbudur.
2. The Superintendent,
Puzhal Prison,
Chennai.
3. The Inspector of Police
T14 Mangadu Police Station,
Kancheepuram District.
4. The Public Prosecutor,
High Court, Chennai.



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N.RAMESH, J.

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