



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 21-08-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 23484 of 2026

Dinesh @ Mandai Dinesh

..Petitioner/A2

Vs

The Inspector of Police,
Avinashi Police Station,
Tiruppur District.
Crime No.793 of 2024.
(Crime No.598 of 2019)

...Respondent/Complainant

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in connection with the S.C.No.294 of 2025 on the file of the II Additional District and Sessions Judge, Tiruppur in Crime No.793 of 2024 on the file of the Respondent Police.

For Petitioner(s): M/S. D.Padmanabhan

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

ORDER

The petitioner seeks bail in S.C.No.294 of 2025 in Crime No.793 of 2024, on the file of the respondent police for the offences under Section 308(4) of the Bharatiya Nyaya Sanhita, 2023 and Section 25(1)(a) of the Arms Act,1959. The petitioner has been remanded to judicial custody in the month of October 2025 on execution of NBW issued against him on 10.07.2026.



2.The main case in S.C.No.294 of 2025 is pending on the file of the learned II Additional District and Sessions Judge, Tiruppur, in which, the petitioner is arrayed as A2.

3.It is submitted by the earned counsel for the petitioner that, in another case in Crime No.352 of 2025 on the file of the Sathangadu Police Station, the petitioner was arrested and remanded to custody. Subsequently, he was detained under the Preventive Detention Act on 12.10.2025 and has been in custody since then. Therefore, he could not appear before the trial Court. Hence, on 10.07.2026, a Non-Bailable Warrant was issued against him. Subsequently, while he was already in custody, he was arrested pursuant to the NBW under a P.T.Warrant on 17.07.2026. He also submitted that the petitioner would undertake that hereafter he would regularly appear before the trial court on all hearing dates and also stated that he is prepared to comply with any stringent conditions that may be imposed by this Court. Therefore, he prays for grant of bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent submitted that the petitioner, who is A2, is facing trial in S.C.No.294 of 2025. Since the petitioner failed to appear before the trial Court, a NBW was issued



against him on 10.07.2026, pursuant to which he was arrested and remanded to judicial custody in the month of October 2025. He further submitted that the petitioner has 10 previous cases. However, on 17.08.2026, the order of preventive detention passed against the petitioner was set aside by this Court. Hence, he oppose for grant of bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) and perused the materials available on record.

6. Considering the fact that bail had already been granted to the petitioner and that the Non-Bailable Warrant issued against him was immediately executed, and further considering the reason for his non-appearance before the trial Court, this Court is inclined to grant bail to the petitioner with 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 to the satisfaction of the learned **II Additional District and Sessions Judge, Tiruppur**, and on further conditions that:-



[a] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety Slip [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 Trial Court on everyday at 10.30 a.m., until further orders, without fail.

[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 petitioner in accordance with law as if the conditions had been imposed and the petitioner released on bail by the learned Magistrate/Trial Court itself, as laid down 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.

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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 II Additional District and Sessions
Judge, Tiruppur

2. The Inspector of Police,
Avinashi Police Station,
Tiruppur District.

3. The Superintendent,
Central Prison, Puzhal-II, Chennai.

4. The Public Prosecutor,
High Court, Madras.



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N.RAMESH, J.

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