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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29-10-2026

CORAM

THE HON'BLE MR.JUSTICE N.RAMESH

CRL OP No. 30718 of 2026

CNR: {HCMA012560122026}

Narasinga Rao
S/o Appa Rao,
No.69A, Devi Nagar, 3rd Road,
Thiruvottiyur, Chennai.

..Petitioner(s)

Vs

The State represented by The Inspector of Police
V-3, J.J.Nagar Police Station,
Chennai.
Crime No.562 of 2026

..Respondent(s)

PRAYER : Criminal Original Petition filed under Section 528 of BNS praying to enlarge the Petitioner/Accused No.3, on bail in connection with Crime No.562 of 2026 on the file of V-3, J.J.Nagar Police Station, Chennai.

For Petitioner(s): Mr.S.Ramachandran

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

For Intervenor(s) : Mr.V.Sudhan

ORDER

The petitioner, who was arrested and remanded to judicial custody on **03.10.2026** for the alleged offences punishable under **Sections 303(2) and 318(4) of BNS, 2023** in Crime No. 562 of 2026 on the file of the respondent

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police, seeks regular bail.

2.It is seen that there is a property dispute between the de facto complainant as well as the petitioner, and both claim right and title in respect of the property, in which the petitioner claims that it is Plot No. 6 and the de facto complainant claims it is Plot No. 5. This Court, by its order dated 23.10.2026, directed the police to take the assistance of the Surveyor of the local Taluk Office, visit and survey the subject property, and file a status report regarding the identification of the property as claimed by the petitioner/accused. Accordingly, a status report was filed, and it was stated therein that due to scarcity of time, they could not conduct the survey. However, a writ petition preferred by the petitioner's wife was filed, and pursuant to the order of this Court passed therein, a survey was already conducted and a report was filed. They have reproduced the said order, which is as follows:

Whereas, as per the report dated 27.10.2026 of the Tahsildar, the property claimed by both the petitioner's wife Deepa and the defacto complaiannt Joseph are falls in Ward-H, Block -76, T.S.No.78. But in the Government computer register, the Adangal/owner column for T.S.No.78 is blank and it is classified as Government Poramboke.

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3. The learned counsel for the petitioner submits that the petitioner is innocent and has been falsely implicated in this case. He further undertakes that the petitioner will strictly abide by any stringent conditions imposed by this Court and will co-operate with the investigation.

4. The learned Government Advocate (Criminal Side) appearing for the respondent state strongly opposes the grant of bail to the petitioner and submitted that the investigation is pending.

5. Considering the fact that it is a dispute between the parties in respect of immovable property and several litigations are pending between the parties, this Court is inclined to grant regular bail to the petitioner subject to the following conditions:

6. 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, Ambattur** and on further conditions that:

> [a] the sureties shall affix his 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 his identity;

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(b) the petitioner shall report before the respondent police daily at 10:30 A.M. for a period of 15 days and thereafter as and when required for interrogation;

[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];**

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

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SMA

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.

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To

1. Judicial Magistrate , Ambattur.

2.The Inspector of Police
V-3, J.J.Nagar Police Station,
Chennai.

3. The Superintendent,
Central Puzhal Prison -II

4. The Public Prosecutor,
Madras High Court.

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N.RAMESH, J.

SMA

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