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Crl.O.P.No.1246 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.01.2026

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THE HONOURABLE MR. JUSTICE K.RAJASEKAR

Crl.O.P.No.1246 of 2026

Doss Alias Titus

... Petitioner

Vs.

The State represented by
The Inspector of Police,
Egmore Railway Police Station,
Chennai District.
(Crime No.772 of 2019)

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya
Nagarik Suraksha Sanhita, 2023, to enlarge the Petitioner/Accused on bail in
Crime No.772 of 2019 pending on the file of the respondent Police.

For Petitioner : Mr.T.I.Ramanathan

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

ORDER

The petitioner, who was arrested and remanded to judicial custody on
05.03.2025, for the offence punishable under Sections 397, 394, 392 read
with Section 34 of IPC in connection with S.C.No.228 of 2025 on the file of
the learned XX Additional City Civil Judge, Chennai in Crime No.772 of
2019 on the file of the respondent police, seeks bail.



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2. The allegation against the petitioner is that the petitioner was involved for the offence under Sections 397, 394, 392 read with Section 34 of IPC. Earlier, he was arrested and released on bail. Due to health issue, the petitioner did not appear before the concerned trial Court and hence Non-Bailable Warrant (NBW) was issued against him on 25.07.2023.

3. This is the second bail petition filed by the petitioner. Earlier, this Court dismissed the petitioner's bail petition on 04.12.2025 by stating the following reasons:

Considering the fact that the petitioner was already granted bail and thereafter, due to his non-appearance before the Trial Court, a Non-Bailable Warrant was issued and executed that the case has now reached the stage of completion of the examination of the Investigating Officer; and that the petitioner has bad antecedents, this Court is not inclined to grant bail to the petitioner.

4. Now, the learned counsel for the petitioner submitted that the earlier submission made by the learned Government Advocate(Crl. Side) is not appropriate. He further submitted that, the case is pending for examination of



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LW2 and other witnesses and the petitioner is in custody for 11 months.

Hence, he prayed for grant of bail to the petitioner.

5. 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 **XX Additional City Civil Judge at Madras** 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., for a period of three weeks and thereafter as and when required for interrogation;

[c] the petitioner shall make himself available for interrogation by a Police Officer as and when required;

[d] the petitioner shall not directly or indirectly cause any threat to the de facto complainant and witnesses;



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[e] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for police custody beyond the first fifteen days, he shall comply to the directions as may be given by the Court in this regard;

[f] 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]**;

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

22.01.2026

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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. XX Additional City Civil Judge at Madras
2. The Inspector of Police,
Egmore Railway Police Station,
Chennai District.
3. The Central Prison -II
4. The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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