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CRL OP No. 20092 of 2026

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 27-07-2026

CORAM

THE HON'BLE MR.JUSTICE C.KUMARAPPAN

CRL OP No. 20092 of 2026

Fathima
W/o. Abdul Kader,
No.162A-3/60, Rahumaniyapuram,
7th Street, Kadayanallur,
Krishnapuram R.F.,
Tirunelveli-627751.

..Petitioner(s)

Vs

The State by The Station House Officer,
CBCID Police Station,
Through Public Prosecutor
Puducherry District.
Crime No. 1 of 2026.

..Respondent(s)

Criminal Original Petition filed under Section 482 of BNSS, praying to enlarge the petitioner on bail in the event of his arrest by the respondent police in Crime No.1 of 2026 pending investigation on the file of the respondent police and thus render Justice.

For Petitioner(s): Mr. Saravanan A

For Respondent(s): Ms.G.Djearany,Om Prakash
Govt.Advocate (Puducherry)



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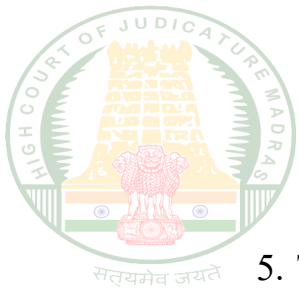
ORDER

The petitioner, who apprehends arrest for the alleged offence **under Sections 318(4) r/w 3(5) of BNS @ 318 (4), 316(5), 319(2), 111 r/w 3(5) of BNS in Crime No.1 of 2026** on the file of the respondent police seeks anticipatory bail.

2. There are totally 11 accused in this case. The allegation against the petitioner is that the petitioner along with other accused are allegedly cheated the *de facto* complainant by receiving a sum of Rs.4,53,23,658/- by promising high returns. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is innocent and she has been falsely implicated in this case. He would further submit that the petitioner is A9 (wife of A4) and that co-accused A4 was already released on bail. He would also submit that there is no criminal antecedent against the petitioner. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police strongly opposed the grant of anticipatory bail and reiterated the prosecution case.



5. Though certain serious allegations made in the FIR, while reading the FIR, this Court could able to see the money transaction between the petitioner and the *de facto* complainant. Considering the fact that the petitioner is a woman and upon the further fact that there is no criminal antecedent against the petitioner and that co-accused A3, A4, A7 were already released on bail, this Court is of the firm view that at this length of time, custodial interrogation of the petitioner is not required. Hence, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Chief Judicial Magistrate, Puducherry**, on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only)**, with **two sureties each**, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left thumb impression in the application for surety ship (Judicial Form



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No.46 annexed to 'The Criminal Rules of Practice, 2019]'. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) The petitioner shall report before the respondent Police, as and when required for interrogation;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in ***P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560];***

(e) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

7.This Criminal Original Petition is ordered accordingly.

27-07-2026

KMI

To

- 1.The Chief Judicial Magistrate, Puducherry.
- 2.The Station House Officer, CBCID Police Station,
Through Public Prosecutor, Puducherry District.
- 3.The Public Prosecutor, Madras High Court.

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