



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Tuesday, the Sixteenth day of December Two Thousand Fourteen

PRESENT

The Hon`ble Mr Justice G.CHOCKALINGAM

CRL OP(MD) No.22683 of 2014

SIVA @ PARAMASIVAN

... PETITIONER/ACCUSED NO.2

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE
CENTRAL POLICE STATION, THOOTHUKUDI.
CRIME NO.555/2014

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.D.ANBARASU Advocate

For Respondent : M/S.P.KANNITHEVAN, Govt. Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

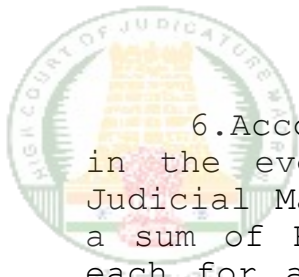
The petitioner, who is arrayed as A2 apprehends arrest at the hands of the respondent police for the alleged offence punishable under section 420 of IPC, in Crime No.555 of 2014, on the file of the respondent police and hence, seeks anticipatory bail.

2.The case of the prosecution is that the accused persons cheated the de-facto complainant, who is a goldsmith, by showing the sample of gold.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution.

4.Heard the learned Government Advocate (Criminal side) appearing for the respondent.

5.Considering the facts and circumstances of the case and also considering the fact that no specific overtact was attributed against the petitioner in the FIR, this court is inclined to enlarge the petitioner on anticipatory bail with certain conditions.



6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate No.2, Tuticorin and on his executing a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and on further condition that the petitioner shall appear before the respondent police daily at 10.30 a.m. for a period of one week and thereafter as and when required. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

7. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-
16/12/2014

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE NO.2
TUTICORIN

2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
TUTICORIN DISTRICT

3. THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI

4. THE INSPECTOR OF POLICE
CENTRAL POLICE STATION, THOOTHUKUDI.

+1. CC to M/S.D.ANBARASU Advocate SR.No.67210
RL/6 C- 18/12/2014

ORDER
IN
CRL OP(MD) No.22683 of 2014
Date :16/12/2014