



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

Monday, the Twenty Third day of February Two Thousand Fifteen

PRESENT

WEB COPY

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP (MD) No.13023 of 2014

G.KATHIRESAN

... PETITIONER/1st ACCUSED

Vs

STATE REP BY THE INSPECTOR OF POLICE

CITY CRIME BRANCH, TRICHY.

CR. NO. 12 OF 2014.

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.R.RAJAGOPAL Advocate

For Respondent : MR.A.P.BALASUBRAMANI Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 406, 409, 417, 420 and 120(B) IPC, in Crime No.12 of 2014 on the file of the respondent police, seeks anticipatory bail.

2. Mr.M.Kannan, learned counsel appearing for the petitioner, seeks adjournment. Earlier, this Court posted the case on 17.02.2015, finally. On that day, the learned counsel for the petitioner sought adjournment and this Court has declined to grant adjournment and passed the following order:-

"2. The case of the *de facto* complainant is that the petitioner herein approached him and stated that he has a lay out of residential plots and promised to allot 1,200 square feet house plot to the *de facto* complainant. Accordingly, the *de facto* complainant agreed to the proposal given by the petitioner and the petitioner registered 1,200 square feet of land in favour of the *de facto* complainant for a sale consideration of Rs.2,50,000/-. Initially, the petitioner had told the *de facto* complainant that the value of the plot was only Rs.50,000/-, but when the plot was registered for Rs.2,50,000/-, the *de facto* complainant questioned him for which the petitioner has explained that only if the plot value is registered at Rs.2,50,000/-, the Banks will issue housing loan for consideration. In February, 2011 the petitioner had taken the defacto complainant to state Bank



of Travancore in Teppakulam Branch and had obtained housing loan of Rs.6,50,000/- in the name of the *de facto* complainant and thereafter, he has neither built the house nor repaid the Bank amount. Hence, the complaint."

3. Taking into consideration of the serious allegations against the petitioner, this Court is not inclined to grant Anticipatory Bail to him. Hence, the petition is dismissed.

sd/-

23/02/2015

/ TRUE COPY /

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

TO

- 1 THE ADDL.PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 2 THE INSPECTOR OF POLICE
CITY CRIME BRANCH, TRICHY.

ORDER

IN

CRL OP(MD) No.13023 of 2014

Date :23/02/2015

AA/26.02.2015/2p- 3c/