



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

Thursday, the Nineteenth day of November Two Thousand Fifteen

PRESENT

WEB COPY

The Hon`ble Ms.Justice V.M.VELUMANI

CRL OP(MD) No.17269 of 2015

P.A.PETER ... PETITIONER/SOLE ACCUSED

Vs

STATE REP BY THE INSPECTOR OF POLICE
DISTRICT CRIME BRANCH,
THENI DISTRICT.

(CRIME NO. 33 OF 2015) ... RESPONDENT/COMPLAINANT

J.JEMILA RUBY MEHAL ... INTERVENOR

For Petitioner : MR.A.VELAN Advocate FOR M/S AJMAL ASSOCIATES
For Respondent : MR.K.ANBARASAN Govt. Advocate (Crl. Side)
For Intervenor : MR.S.M.A.JINNAH Advocate

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

ORDER : The Court Made the following order :-

The petitioner, who is arrayed as sole accused in Crime No. 33 of 2015 on the file of the respondent police, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 406, 420, 477(A), 380, 506(i) IPC and hence, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner, by misusing his power as the Correspondent of Annai College of Education for Women, misappropriated the Fixed Deposit amount, which was deposited in the name of the College and deposited the same to his personal account and thereby caused a loss to the College.

3.The case of the petitioner is that the defacto complainant is the Ex-Correspondent of the College and due to enmity, he has given a false complaint and the petitioner is an innocent and he has not misappropriated any amount and only a part of the interest accrued in the fixed deposit was withdrawn and consequently, the same was deposited in the bank account of the College.

4. The learned counsel appearing for the intervenor submitted that the amount was given credit to the college account and subsequently, the entire amount was given credit to the petitioner's own account.



5. The learned Government Advocate(Crl. Side) appearing for the respondent submitted that investigation is pending.

6. Considering the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioner, with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate, Theni, and on 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 until further orders. 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/-
19/11/2015

/ TRUE COPY /

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

TO

1 THE JUDICIAL MAGISTRATE, THENI
2 THE CHIEF JUDICIAL MAGISTRATE, THENI
3 THE INSPECTOR OF POLICE
DISTRICT CRIME BRANCH, THENI DISTRICT.
4 THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
+1cc to Mr. AJMAL ASSOCIATES, Advocate Sr.No. 66549

ORDER
IN
CRL OP(MD) No.17269 of 2015
Date :19/11/2015

AA/DP-JGB/SAR-II/24.11.2015/2p-6c