



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

Monday, the Second day of February Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH
CRL OP(MD) No.22637 of 2014

K.J. GNANASEKAR

... PETITIONER/ACCUSED NO. 4

Vs

STATE REP BY THE INSPECTOR OF POLICE
AMBASAMUDRAM POLICE STATION, AMBASAMUDRAM,
TIRUNELVELI, CRIME NO.98/2013 ... RESPONDENT/COMPLAINANT

For Petitioner : M/S. K.J. ASSOCIATES 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 :-

On 20.01.2015, this Court has passed the following Order:
"2.According to the prosecution, this petitioner was working as a teacher and he along with other accused had promised the defacto complainant that he will be appointed as a teacher in the school and they have collected Rs.7,50,000/- (Rupees seven lakhs and fifty thousand only) from the defacto complainant.

3.The learned counsel for the petitioner submits that the petitioner's wife has returned a sum of Rs.1,00,000/- (Rupees one lakh only) to the defacto complainant. It is seen that this petitioner had given an assurance on 18.03.2013 to the defacto complainant that he will undertake to pay a sum of Rs.4,00,000/- (Rupees four lakhs only) towards the money received from him. Even after that, the learned counsel for the petitioner submits that the said undertaking was obtained under coercion."

2.Even after that, the petitioner has not come forward to make any payment to the defacto complainant.

3.It is the case, where the defacto complainant was cheated by the petitioner. Hence, it is not a fit case for grant of anticipatory bail and the same is dismissed.

sd/-

02/02/2015

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TO

1 THE INSPECTOR OF POLICE
AMBASAMUDRAM POLICE STATION, AMBASAMUDRAM,
TIRUNELVELI

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

+1. CC to M/S. K.J. ASSOCIATES Advocate SR.No.5173

ORDER

IN

CRL OP (MD) No.22637 of 2014

Date :02/02/2015

AA/05.02.2015/2p- 4c/