



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

Monday, the Fourteenth day of December Two Thousand Fifteen

PRESENT

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

CRL OP(MD) No.23645 of 2015

R.R. BHUVANESH

... PETITIONER / ACCUSED

Vs

THE STATE REP.BY THE INSPECTOR OF POLICE
CUMBUM NORTH POLICE STATION,
THENI DISTRICT,
CR NO.405 OF 2015.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S N.MARIAPPAN Advocate

For Respondent : M/S.K.Anbarasan Government 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 accused, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Section 420 of IPC, in Crime No.405 of 2015 on the file of the respondent police and hence, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant was working in the Company of the petitioner namely Niagara Rubber Technology Private Ltd., and there was a due of Rs.80,000/- towards her salary. The defacto complainant paid a sum of Rs.3,00,000/- to the petitioner for sending her to America. The petitioner did not send her America.

3.The case of the petitioner is that the petitioner is the Proprietor of the Company and there was no due towards her salary. The defacto complainant working in the petitioner's company only for three months and at that time, she stolen the several office equipment from the company like computers, printers, lap top, I-phone etc., to the worth of Rs.5,00,000/-, signed cheques and documents also. When the same was questioned by the petitioner, the defacto complainant repaid a sum of Rs.3,00,000/- to the petitioner and took time for replaying the balance amount. Subsequently, she did not pay the balance amount. The petitioner demanded the defacto complainant for balance amount, due to which, she has given a false complaint. The petitioner has not received any amount and there is no due towards salary and he has not given any promise to send her America.

<https://hcservices.ecourts.gov.in/hcservices/>

4.The learned Government Advocate (Crl.side) submitted that the defacto complainant was working in the Company of the petitioner namely



Niagara Rubber Technology Private Ltd., and there was a due of Rs.80,000/- towards his salary. The defacto complainant paid a sum of Rs.3,00,000/- to the petitioner for sending her to America. Investigation is pending.

5. 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, Uthamapalayam 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 as and when required. The petitioner shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

6. 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/-
14/12/2015

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

TO

- 1 THE JUDICIAL MAGISTRATE, UTHAMAPALAYAM.
- 2 DO THRO THE CHIEF JUDICIAL MAGISTRATE, THENI.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADRURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- 4 THE INSPECTOR OF POLICE, CUMBUM NORTH POLICE STATION,
THENI DISTRICT.

+1. CC to M/S N.MARIAPPAN Advocate SR.No. 71848.

TS/16.12.2015/2P-6C/SK-SKN/SAR - II

ORDER
IN
CRL OP(MD) No.23645 of 2015
Date :14/12/2015