



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

Wednesday, the Twenty Eighth day of January Two Thousand Fifteen

PRESENT

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP(MD) No.9031 of 2014

WEB COPY
MUTHU

... PETITIONER/ ACCUSED NO.1

Vs

THE STATE REP.BY
THE INSPECTOR OF POLICE
CHEKKANURANI POLICE STATION,
MADURAI DISTRICT.
CR. NO. 156 OF 2014.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.N.SATHEESHKUMAR Advocate

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

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

ORDER : The Court Made the following order :-

Apprehending arrest at the hands of the respondent police in Crime No.156 of 2014, on the file of the respondent police for offences under Sections 406 and 420 of the Indian Penal Code, the petitioner is now before this Court seeking Anticipatory Bail.

2. It is the case of the prosecution that this petitioner along with one Chandrasekar was running a Company in the name and style of CM Finance and had received jewels and had given jewel loans to various persons. One fine day, they closed the shop and absconded. In this regard, the police have registered the following cases:

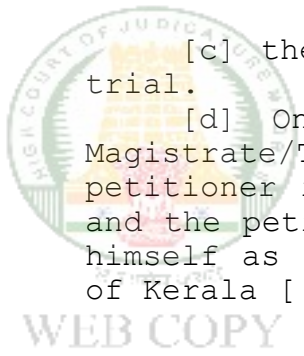
Crime Nos.234, 294, 295, 296, 297, 323, 324, 325, 326 of 2014.

3. This petitioner was earlier arrested in the connected cases and was in incarceration for 55 days and was released on bail. After release on bail, he is also appearing before the respondent police pursuant to the bail orders in those cases. The police have not shown any notional arrest of this petitioner in this crime number, when he was arrested earlier. Under such circumstances, this Court is inclined to grant anticipatory bail to the petitioners, but with conditions.

4. 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.II, Usilampatti, on executing a separate 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 respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that,

(a) the petitioner shall report before the respondent police every day at 6.30 p.m. for a period of four weeks and thereafter as and when required for interrogation.

<https://hcservices.ecourts.gov.in/hcservices> The petitioner shall not tamper with evidence or witness either during investigation or trial.



[c] the petitioner shall not abscond either during investigation or trial.

[d] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

sd/-
28/01/2015

/ TRUE COPY /

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

TO

1.THE JUDICIAL MAGISTRAT NO.II,USILAMPATTI.

2.DO THRO THE CHIEF JUDICIAL MAGISTRATE, MADURAI.

3.THE ADDL. PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH CUORT, MADURAI.

4.THE INSPECTOR OF POLICE
CHEKKANURANI POLICE STATION, MADURAI DISTRICT.

+1. CC to M/S.N.SATHEESHKUMAR Advocate SR.No. 3723

ORDER
IN
CRL OP(MD) No.9031 of 2014
Date :28/01/2015

rg.30.01.2015 2p.6c.