



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

Wednesday, the Twenty Third day of March Two Thousand Sixteen

PRESENT

WEB COPY

The Hon`ble Mr Justice P.N.PRAKASH

CRL OP (MD) No.23217 of 2015

1 SURESH

2 RAMASAMY

... PETITIONERS/ACCUSED No. 2 & 3

Vs

STATE REP BY THE INSPECTOR OF POLICE

CITY CRIME BRANCH,

TRICHY. (CRIME NO. 19 OF 2015) ... RESPONDENT/COMPLAINANT

REGUNATHAN

...INTERVENOR

For Petitioner : M/S T.LENIN KUMAR Advocate

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

For Intervenor : MR.M.PALANIRAJA Advocate

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

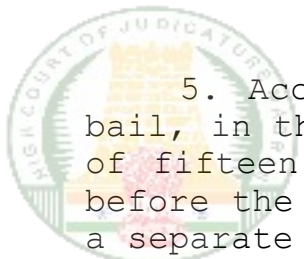
ORDER : The Court Made the following order :-

Apprehending arrest at the hands of the respondent police in Crime No.19 of 2015, on the file of the respondent police for offences under Sections 417 and 420 IPC, the petitioners are now before this Court seeking Anticipatory Bail.

2.Heard the learned counsel for the petitioners, learned counsel for the intervenor and the learned Government Advocate (Crl. Side) for the respondent.

3.The learned counsel for the petitioners submitted that the 1st petitioner is the brother of the Ramachandramoorthy and the 2nd petitioner is the father of Ramachandramoorthy. For the sin of Ramachandramoorthy having entered into an online transaction with the de-facto complainant, these petitioners have been implicated. This Court has dismissed the anticipatory bail application of Ramachandramoorthy on 23.03.2016 in Crl.O.P (MD) No.957 of 2016.

4.Taking into consideration the nature of the allegation against these petitioners, this Court is of the view that it is a fit case for grant of anticipatory bail. Accordingly, anticipatory bail is granted, but with conditions.



5. Accordingly, the petitioners are ordered to be released on bail, in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, NO.III, Trichy, 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 petitioners shall report before the respondent Police as and when required for interrogation.

[b] the petitioners shall not tamper with evidence or witness either during investigation or trial.

[c] the petitioners 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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/-

23/03/2016

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

TO

1 THE JUDICIAL MAGISTRATE NO.III, TRICHY
2 THE CHIEF JUDICIAL MAGISTRATE, TRICHY
3 THE INSPECTOR OF POLICE, CITY CRIME BRANCH, TRICHY.
4 THE ADDL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S T.LENIN KUMAR Advocate SR.No.16423

+1cc to Mr.M.PALANIRAJA, Advocate Sr.No.16641

ORDER

IN

CRL OP(MD) No.23217 of 2015

Date :23/03/2016

AA/SKS-RR/SAR-I/28.03.2016/2p-7c