

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Twenty Third day of March Two Thousand Seventeen

PRESENT

The Hon`ble Mr Justice S. BASKARAN

CRIMINAL ORIGINAL PETITION No.3662 of 2017

M.MAGESH

[PETITIONER / ACCUSED]

Vs

THE INSPECTOR OF POLICE
ARAKKONAM POLICE STATION,
ARAKKONAM, VELLORE DISTRICT.
Crime No. not known of 2017

[RESPONDENT]

For Petitioner : M/S.S.ARUNKUMAR Advocate

For Respondent : R.SEKAR, Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Section 420 IPC in Crime No. not known of 2017 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that while petitioner was working as Post Master at Ekhunagar SO, Arakkonam Taluk, he misappropriated a sum of Rs.1,88,700/-. Hence, this complaint.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and he is no way connected with this case. The petitioner was dismissed from service, against which, the petitioner has filed an appeal before the higher authorities and the same is pending. Further, he would submit that the entire amount of Rs.1,88,700/- has been recovered from him.

4.Learned Government Advocate(crl.side) would submit that since the entire amount has been recovered, there is no need for custodial interrogation.

5.Considering the facts and circumstances of the case and taking note of the fact that the entire amount has been recovered, this Court is inclined to grant anticipatory bail to the petitioner. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before **the learned Judicial Magistrate, Sholinghur, Vellore District,** within a period of 15 days, from the date of receipt of a copy of this order, on his 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 Judicial Magistrate, concerned, or to the satisfaction of the respondent police or the police officer who intends to arrest and on further condition that, the petitioner shall report before the respondent police daily at 10.00 a.m for a period of two weeks and thereafter as and when required for interrogation.

-sd/-

23/03/2017

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE,
SHOLINGHUR, VELLORE DISTRICT

2 THE CHIEF JUDICIAL MAGISTRATE
VELLORE [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE
ARAKKONAM POLICE STATION,
ARAKKONAM, VELLORE DISTRICT.

+1CC to M/S.S.ARUNKUMAR Advocate on payment of necessary charges
SR.NO.5710

CRL OP.3662/2017

Date :23/03/2017

PTI-27/03/2017