



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

Wednesday, the Twenty Seventh day of September Two Thousand
Seventeen

PRESENT

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The Hon`ble Mr.Justice M.V.MURALIDARAN

CRL OP(MD) No.12833 of 2017

P.PETCHIMUTHU,

... PETITIONER/ACCUSED NO.6

Vs

THE STATE, REP.BY
INSPECTOR OF POLICE,
CITY CRIME BRANCH (ALGSC),
TIRUNELVELI CITY.
(CR.NO.19/2017)

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.G.THALAIMUTHARASU Advocate

For Respondent : MR.C.RAMESH, ADDITIONAL PUBLIC PROSECUTOR

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

ORDER : The Court Made the following order :-

The petitioner/A6, who apprehends arrest at the hands of the respondent Police for the offence punishable under Sections 419, 420, 465, 467, 468, 471 and 120(b) in Crime No.19 of 2017 on the file of the respondent Police, seeks anticipatory bail.

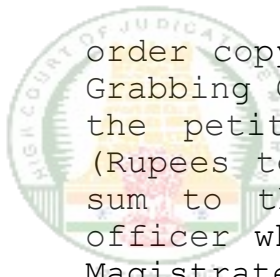
2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor appearing for the respondent Police.

3.The case of the prosecution is that the petitioner has created a bogus document and based on the bogus document, he executed a mortgage deed, hence, a complaint has been lodged.

4.The learned counsel for the petitioner submitted that the petitioner is an innocent and he has been falsely implicated in this case.

5.The learned Additional Public Prosecutor submitted that investigation is yet to be completed and hence, he opposed for granting anticipatory bail.

5.Considering the facts and circumstances of the case and considering the gravity of offence said to have been committed by the petitioner, 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, within a period of 15 days from the date on which the



order copy is made ready, before the learned Special Court for Land Grabbing Cases in Magisterial Level, Tirunelveli, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only) each 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:

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[a]the petitioner shall report before the respondent Police daily at 10.30 a.m. for a period of 15 days.

[b]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/-

27/09/2017

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

RMI/RMK/PMU

TO

- 1 THE JUDGE, SPECIAL COURT
FOR LAND GRABBING CASES IN MAGISTERIAL LEVEL,
TIRUNELVELI
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
TIRUNELVELI DISTRICT
- 3 THE INSPECTOR OF POLICE,
CITY CRIME BRANCH (ALGSC), TIRUNELVELI CITY.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.G.THALAIMUTHARASU Advocate SR.No.31902

GJM/RR/BS/SAR-I-3.10.17-2P-6C

ORDER

IN

CRL OP(MD) No.12833 of 2017

Date :27/09/2017