



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

Friday, the Tenth day of November Two Thousand Seventeen

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.13528 of 2017

MR.R.RAJARAM

... PETITIONERS / ACCUSED NO.13

Vs

THE STATE OF TAMILNADU REP.BY,
THE INSPECTOR OF POLICE
VIRUDHUNAGAR POLICE STATION,
ECONOMIC OFFENCE WING,
VIRUDHUNAGAR DISTRICT.
CR.NO.3/2016

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.C.MURUGAVEL Advocate

For Respondent : MR.K.ANBARASAN Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner herein, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 406,420,120(B) I.P.C., and 5 of the Tamil Nadu Protection of Interest of Depositors (in Financial Establishments) Act of 1997, in Crime No.3 of 2016 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the accused no.1, its called Virutcham Agro Limited at Sivakasi, wherein the company collected huge amount from the 313 innocent persons and defaulted in repayment of the money to the depositors. On 28.09.2017, the respondent police have impleaded 6 more persons as accused in this criminal case alleged that they were also involved in managing the affairs of the first accused company. The petitioner here was sought to be impleaded as the 13th accused.

3.The learned counsel for the petitioner submitted that the petitioner is an innocent person. When the petitioner had insisted for repayment of his money, the accused party made him as one of the directors of the company. However, noticing the improper activities of the accused no.1, the petitioner had come out of such directorship. He further submitted that accused nos.2 and 5 had also been enlarged on bail. Accused nos.3 and 4 were already arrested and released on anticipatory bail in Crl.O.P.(MD).No.23856 of 2017,



dated 11.05.2017 and other petitioners are also arrested and released on anticipatory bail.

4.The learned Government Advocate (Crl.side) appearing for the State submitted that he did not disputed the above said of facts and investigation is completed.

5.Considering the facts and circumstances of the case and also considering the submission made by the learned Government Advocate (Crl.side), that investigation is completed and he did not disputed the above said of facts, 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 fifteen days from the date of receipt of a copy of this order, before the learned Special District Judge, Tamilnadu Protection of Interest of Depositors Court, Madurai, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five thousand only) each with two sureties each for a like sum to the satisfaction of the respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(i) the petitioner shall report before learned Special District Judge, Tamilnadu Protection of Interest of Depositors Court, Madurai daily at 10.30 a.m. until further orders.

(ii) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(iii) the petitioner shall make himself available for interrogation including custodial interrogation as and when required by the investigation officer;

(iv) the petitioner shall not abscond either during investigation or trial.

(iv) the petitioner shall not commit any offence while on bail;

(v) 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 and the anticipatory bail granted stands cancelled automatically.

sd/-
10/11/2017

/ TRUE COPY /

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



TO

1 THE SPECIAL DISTRICT JUDGE,
TAMILNADU PROTECTION OF INTEREST OF DEPOSITORS COURT,
MADURAI.

2 THE INSPECTOR OF POLICE,
VIRUDHUNAGAR POLICE STATION,
ECONOMIC OFFENCE WING, VIRUDHUNAGAR DISTRICT.

3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.C.MURUGAVEL Advocate SR.No.34245

ORDER

IN

CRL OP (MD) No.13528 of 2017

Date :10/11/2017

MKV-PM-PN-SAR 1/16.11.2017/3P-5C