



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

Thursday, the Twenty Eighth day of December Two Thousand Seventeen

PRESENT

The Hon`ble Mr Justice S.VAIDYANATHAN

CRL OP(MD) No.17978 of 2017

SANJAI VARMA

... PETITIONER / SOLE ACCUSED

Vs

THE STATE REP.BY,
THE INSPECTOR OF POLICE,
THILLAINAGAR POLICE STATION, TRICHY.
CRIME NO.776 OF 2017.

... RESPONDENT / COMPLAINANT

For Petitioner : M/S.S.MUTHUKRISHNAN Advocate

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

PETITION FOR BAIL Under Sec. 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner/Sole Accused, who was arrested on 23.11.2017 and remanded to judicial custody on the same day for the offences punishable under Sections 406 and 420 IPC in Crime No.776 of 2017 on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner, after receiving monies to the tune of Rs.75 lakhs from the defacto complainant on the pretext of starting a joint venture hospital at Vishakapattinam, absconded without repayment, which resulted in registration of the present case.

3. The learned counsel for the petitioner has submitted that the petitioner has been falsely implicated in this case and he is ready to abide by any conditions being imposed by this Court.

4. The learned Government Advocate (Crl.Side) has strongly objected to the grant of bail, contending that the investigation of the case is in midway and only a part of the amount has been recovered from the petitioner and if the petitioner/accused is let out on bail, there is every possibility of the accused tampering the witnesses/evidences and hampering the investigation.

5. Taking into consideration the serious nature of the allegations levelled against this petitioner and the fact that the investigation of the case is in midway, this Court is not inclined to grant the relief as prayed for by the petitioner.



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6. In the result, this Criminal Original Petition stands dismissed accordingly. It is made clear that in the event of the petitioner filing yet another bail petition, he has to implead the defacto complainant as party to the petition and further orders will be passed thereon only after notice to the defacto complainant.

sd/-
28/12/2017

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

TO

- 1 THE INSPECTOR OF POLICE,
THILLAINAGAR POLICE STATION, TRICHY.
- 2 THE SUPERINTENDENT,
CENTRAL PRISON, TRICHY.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP (MD) No.17978 of 2017
Date :28/12/2017

MKV-PM-PN-SAR 3/3.1.2018/2P-4C