



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

Thursday, the Eleventh day of January Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice R.PONGIAPPAN

CRL OP (MD) No.521 of 2018

KAMILA HASAN

... PETITIONER / ACCUSED-A3

Vs

THE STATE REPRESENTED BY  
THE INSPECTOR OF POLICE  
KILAKARAI POLICE STATION,  
(CRIME NO.87 OF 2015),  
RAMANATHAPURAM DISTRICT

... RESPONDENT / COMPLAINANT

For Petitioner : MR.S.A.S. ALAUDEEN Advocate

For Respondent :Mrs.S.BHARATHI, Govt. Advocate ( Crl. Side)

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

ORDER : The Court Made the following order :-

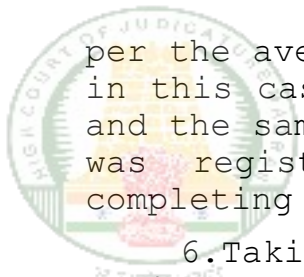
The petitioner, who apprehends arrest at the hands of the respondent Police for the offence punishable under Sections 489(B) & 489 (C) IPC in Crime No.87 of 2015 on the file of the respondent Police, seeks anticipatory bail.

2.The case of the prosecution is that for redeeming the jewels of the petitioner in a bank, she paid a sum of Rs.73,710/- including 4 nos of counterfeit Rs.1000/- currency notes.

3.The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that the petitioner has not committed any offence as alleged by the prosecution and he is no way connected with the offences, and pleads for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.side) submitted that A1, who was already arrested in this case, was found in possession of counterfeit currency and the same was recovered and the investigation is still pending.

5.The submissions made by the learned counsel on either side are considered. This case has been registered for the offences punishable under Sections 489(B) & 489 (C) IPC. In the alleged complaint, which was given by the de facto complainant, he did not say anything about the involvement of this petitioner. Further as



per the averments made in the FIR, only A1, who was already arrested in this case, was found in possession of counterfeit currency notes and the same were recovered. Considering the date on which the case was registered, custodial interrogation is not necessary for completing the investigation.

6. Taking all the above said aspects into consideration and having regard to the nature of offence, 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 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.I, Ramanathapuram, on condition that each of the petitioner shall execute a bond for a sum of Rs.25,000/- (Rupees Twenty Five Thousand only) 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 the respondent Police daily at 10.30 a.m. for a period of four weeks and thereafter, as and when required for interrogation.
- (ii) the petitioner shall not tamper with evidence or witness either during investigation or trial.
- (iii) the petitioner shall not abscond either during investigation or trial.
- (iv) On breach of any of the aforesaid conditions, the anticipatory bail granted to the petitioner shall stand automatically cancelled and 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/-

11/01/2018

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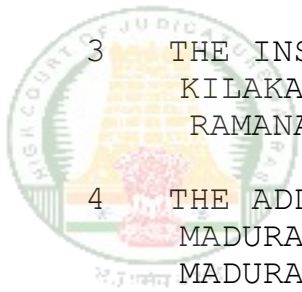
Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1 THE JUDICIAL MAGISTRATE NO.I,  
RAMANATHAPURAM DISTRICT

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,

<https://hcservices.ecourts.gov.in/hcservices/>  
RAMANATHAPURAM



3 THE INSPECTOR OF POLICE  
KILAKARAI POLICE STATION,  
RAMANATHAPURAM DISTRICT

4 THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI

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+1. CC to Mr.S.A.S. ALAUDEEN Advocate SR.No.577

JAM/19/01/2018/RR-CSL/ SAR 1 / 3P-6C

ORDER

IN

CRL OP(MD) No.521 of 2018

Date :11/01/2018