



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

Tuesday, the Twenty Third day of October Two Thousand Eighteen

PRESENT

WEB COPY

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) No.18702 of 2018

R.THANGAVEL

... PETITIONER / ACCUSED No.2

Vs

STATE REP.BY
THE INSPECTOR OF POLICE,
ANTI LAND GRABBING CELL,
DISTRICT SUPERINTENDENT OF POLICE CAMPUS,
DINDIGUL DISTRICT.
(IN CRIME NO.29/2017)

... RESPONDENT / COMPLAINANT

For Petitioner : MR.C.SUSI KUMAR Advocate

For Respondent : MR.V.NEELAKANDAN,
Additional Public Prosecutor

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

ORDER : The Court Made the following order :-

The petitioner/A2, who apprehends arrest at the hands of the respondent police for the offence punishable under Sections 120(b), 419, 420, 465, 468 and 471 of I.P.C., in Crime No.29 of 2017, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant's husband is an absolute owner of the property in Survey No.228/79 measuring 2 acres situate at Ellapatti, Ottanchathiram Taluk, Dindigul District and her husband got the property through assignment. After her husband, demise the defacto complainant obtained encumbrance certificate, where she found that the property stands in some other person. On enquiry, she came to know that the petitioner along with other accused have created a forged document and transferred the property in their names. Hence, the complaint.

3.The learned counsel appearing for the petitioners would submit that the petitioner is an innocent person he has nothing to do with the commission of offence as alleged by the prosecution. He would further submit that the alleged occurrence is stated to have occurred in the year 2015, whereas, the complaint has been registered in the year 2017.

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

4.The learned Government Advocate (criminal side) submitted that the investigation is pending.



5. Taking note of the facts and circumstances that the occurrence had taken place in the year 2015 and the complaint has been registered in the year 2017, 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 before the learned Judicial Magistrate No.2, Dindigul, and 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 Magistrate concerned and on further condition that the petitioner shall appear before the respondent police as and when required for interrogation. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

6. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail shall stand dismissed.

sd/-
23/10/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE NO.2, DINDIGUL.

2. DO THRO' THE CHIEF JUDICIAL MAGISTRATE,
DINDIGUL DISTRICT.

3. THE INSPECTOR OF POLICE,
ANTI LAND GRABBING CELL,
DISTRICT SUPERINTENDENT OF POLICE CAMPUS,
DINDIGUL DISTRICT.

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

+1. CC to MR.C.SUSI KUMAR Advocate SR.No.20103

ORDER
IN
CRL OP(MD) No.18702 of 2018
Date : 23/10/2018