

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 15.04.2020

CORAM

THE HONOURABLE MR. JUSTICE **R.SUBRAMANIAN**

CRL.O.P.No.5918 of 2020

1. Vinoth

2. Kumaresh

3. Vinoth Kumar Babu

... Petitioners

Vs.

State rep by the
Inspector of Police,
Bank Fraud Division,
Chennai Crime Branch, Vepery,
Chennai 7.
(Crime No.294 of 2019)

... Respondent

Prayer: Criminal Original Petition filed under Section 439 of Cr.P.C. to
enlarge the petitioner on bail in Cr.No.294 of 2019 on the file of the
respondent Police.

For Respondent

: Mr.C.Iyyappa Raj,
Additional Public Prosecutor

ORDER

The petitioners seek bail in respect of Crime No.294 of 2019 registered against them under Sections 120B, r/w 420, 468, and 467 of the Indian Penal Code and Sections 66C, 66D and 43 of the Information Technology (Amendment Act 2008) .

2. The charges relate to online fraud, though the petitioners claim that they were only carrying out the instructions of the superiors and they have no role to play in execution of those details. A perusal of the order of the learned Principal Sessions Judge, Chennai shows that the petitioners have made calls to several persons and induced them to deposit certain percentage of amount in their account for sanctioning the loan and subsequently by using the customer card and the particulars obtained from the victim, they have withdrawn cash from various accounts. It is also seen that the amount involved the entire fraud exceeds a crore of rupees.

3. The learned Additional Public Prosecutor would also submit that complaints are still pouring in and this fraud has got a Pan India impact. He would also submit that it is likely that the amount involved in the fraud may cross 10 crores of rupees.

4. Considering the nature of the offence and the fact that the investigations are pending, I do not think that the petitioners could be enlarged on bail at this stage. Hence, this petition is dismissed.

15.04.2020

jv

To

1. The Metropolitan Magistrate for exclusive trial
C.C.B. Court, CBCID Cases, Chennai.
2. State rep. by its
The Inspector of Police,
Bank Fraud Division,
Chennai Crime Branch, Vepery,
Chennai 7.
3. The Public Prosecutor,
High Court, Madras.
4. The Central Prison,
Puzhal.

R.SUBRAMANIAN, J.

jv



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