



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

Date : 11/02/2020

WEB COPY

PRESENT

The Hon'ble Mr.Justice G.R.SWAMINATHAN

CRL OP(MD) . No.2313 of 2020

C.Moorthy ... Petitioner/Sole Accused

Vs

The State rep.by
The Inspector of Police,
Y.Othakadai Police Station,
Madurai District.
Crime No.12/2020.

... Respondent/Complainant

For Petitioner : M/s.I.Saliyakhan, Advocate.

For Respondent : Mr.A.Robinson,
Government Advocate (Crl.Side)

For Intervenor : Mr.V.Malaiyendran, Advocate

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

PRAYER :-

for Anticipatory bail in Crime No.12 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

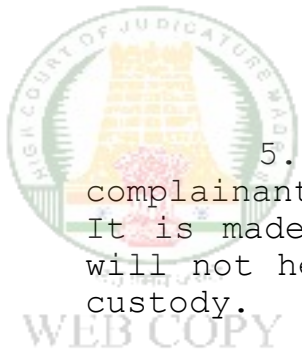
Heard the learned counsel appearing for the petitioner, learned counsel appearing for the intervenor and the learned Government Advocate(Crl. Side) appearing for the respondent.

2. The petitioner apprehending arrest at the hands of the respondent police for the offences punishable under sections 3 and 4 of Tamil Nadu Prohibition of Charging Exorbitant Interest Act, and Section 506(i) of I.P.C., in Crime No.12 of 2020 on the file of the respondent police, seeks anticipatory bail.

3. The defacto complainant in this case is one Arun.

4.The petitioner's counsel gives an undertaking that the petitioner will not harass or molest the defacto complainant.

<https://hservices.courts.gov.in/hservices/>



5.If the petitioner has any claim against the defacto complainant, the same will be enforced through due process of law. It is made clear that if this undertaking is breached, this Court will not hesitate to cancel the anticipatory bail and commit him to custody.

6.Recording the said undertaking and subject to this condition, I am 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.II, Madurai, 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.

7. 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/-
11/02/2020

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/ /2020
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1.THE JUDICIAL MAGISTRATE NO II, MADURAI.
 - 2.THE CHIEF JUDICIAL MAGISTRATE, MADURAI DISTRICT.
 - 3.THE INSPECTOR OF POLICE,
Y.OTHAKADAI POLICE STATION,
MADURAI DISTRICT.
 - 4.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.
- +1. CC to M/S.I.SALIYAKHAN Advocate SR.No.2829

ORDER
IN
CRL OP(MD) No.2313 of 2020
Date :11/02/2020

RMI

<https://hccs.cse.judiciary.gov.in/cse-14> 2.2020/2P/6C