



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

Date : 12/02/2020

WEB COPY

PRESENT

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

CRL OP(MD) . No.2463 of 2020

1.M.Mohammed Shahib @ Mohamed Ali
2.M.Syed Ibrahim Badusha

... Petitioners/Accused
Nos.1 and 2

Vs

The State rep.by
The Inspector of Police,
District Crime Branch,
Tirunelveli District.
Crime No.46/2019

... Respondent/Complainant

For Petitioners : Mr.S.M.A.Jinnah,
Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No. 46/2019 on the file of the Respondent Police.

ORDER : The Court made the following order :-

Heard the learned counsel appearing for the petitioners and the learned Government Advocate(Crl. Side) appearing for the respondent.

2. The petitioners apprehending arrest at the hands of the respondent police for the offences punishable under sections 120(b), 403, 409, 418 and 420 of I.P.C., in Crime No.46 of 2019 on the file of the respondent police, seek anticipatory bail.

3. A sum of Rs.31 Lakhs was invested in the petitioners' business by the defacto complainant's father. The petitioners are said to have returned the entire amount. However, there is still dispute regarding the payment of interest.



4. I am of the view that for this reason, the petitioners need not be denied the relief of anticipatory bail. I am inclined to grant anticipatory bail to the petitioners with certain conditions. Accordingly, petitioners are ordered to be released on bail in the event of arrest or on their appearance before the learned Judicial Magistrate No.1, Tirunelveli, and on their 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 petitioners shall comply with the conditions stipulated under Section 438 Cr.P.C scrupulously.

5. The petitioners 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/-
12/02/2020

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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 I, TIRUNELVELI.

2.THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI DISTRICT

3.THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH,
TIRUNELVELI DISTRICT.

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

+1 CC to M/s.S.M.A.JINNAH, Advocate (SR-3103[I] dated 14/02/2020)

ORDER
IN
CRL OP(MD) No.2463 of 2020
Date :12/02/2020

PNN
TK/JC/SAR.2/17.02.2020/2P/6C