



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

Date : 12/10/2020

PRESENT

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

CRL OP(MD).No.11169 of 2020

Kalpana

... Petitioner/Accused-1

Vs

1.The Superintendent of Police,
Theni District,
Theni-625 579.

2.State Rep.by the Inspector of Police,
District Crime Branch (DCB),
Theni District Police Office,
Theni - 625 531.
(Crime No.7 of 2020)

...Respondents/Complainants

For Petitioner : Mr.C.Masilamani,
Advocate.

For Respondents: Ms.M.Ananthadevi,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Cr.No.7 of 2020 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who is arrayed as A1, apprehending arrest at the hands of the respondent police for the offence punishable under sections 120(B) and 409 IPC, in Crime No.07 of 2020 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner is working as a Village Health Nurse for the past ten years. She has been making records of the pregnant women and children below 5 years. Further she has to upload the pregnant women details to get them the benefit of assistance from the Dr.Muthu Reddy Assistance Scheme for the pregnant women from the Government of Tamil Nadu. The petitioner along with her husband jointly uploaded their personal



accounts in the scheme meant for the pregnant women, thereby cheated thirty two pregnant women to the tune of Rs.2,96,000/-.

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

4. The learned counsel appearing for the petitioner submitted that the petitioner is working as a Village Health Nurse for the past 10 years and she has nothing to do with the crime as alleged by the prosecution. Without her knowledge it was happened and she is ready and willing to deposit the amount which were allegedly benefited by the petitioner and her husband.

5. The learned Government Advocate (Crl.Side), appearing for the respondent police submitted that the petitioner and her husband uploaded their personal accounts in the beneficiary details and thereby cheated thirty two pregnant women to the tune of Rs.2,96,000/-.

6. It is seen that the petitioner is working as a Village Health Nurse for the past ten years under the scheme of Dr. Muthu Reddy Assistance Scheme for the pregnant women provided by the Government of Tamil Nadu. The petitioner and her husband uploaded their personal account details in the place of thirty two pregnant ladies bank account details and cheated to the tune of Rs.2,96,000/-. Though the petitioner offered to deposit the amount which was allegedly cheated by her, the petitioner being the Village Health Nurse indulged in a very serious crime and cheated the poor pregnant ladies, this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, the Criminal Original Petition stands dismissed.

sd/-
12/10/2020

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

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.



TO

1. THE SUPERINTENDENT OF POLICE,
THENI DISTRICT,
THENI-625 579.

2. THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH (DCB),
THENI DISTRICT POLICE OFFICE,
THENI - 625 531.

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

ORDER

IN

CRL OP(MD) No.11169 of 2020

Date :12/10/2020

VSD

PK/SMA/SAR-IV/15.10.2020 : 3P/4C