



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Tuesday, the Twenty Second day of June Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.2785 of 2021

AND CRL.M.P.No.5001 of 2021

1 VIJAYAMARIAPPAN
2 SUGHEAR KUMAR

[PETITIONERS / ACCUSED]

Vs

STATE REP.BY
THE INSPECTOR OF POLICE
SINGANALLUR POLICE STATION,
COIMBATORE DISTRICT.
CRIME NO.NOT KNOWN OF 2021.

[RESPONDENT]

For Petitioner : M/S.A.SARANRAJ Advocate

For Respondent : M/S.C.E.PRATAP, Govt. Advocate (Crl.Side)

For Intervener : M/S.D.KANAGASUNDRAM, Advocate

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

ORDER : The Court Made the following order :-

The petitioners who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 294(b), 420 and 506(ii) of IPC, in Crime No.473 of 2020, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioners approached the defacto complainant and asked Rs.25,00,000/- as hand loan. Hence, the petitioner gave Rs.25,00,000/- thereafter, the defacto complainant failed to pay the amount. Hence, the complaint was registered.

3.The learned counsel appearing for the petitioner submits that the petitioner has re-paid the entire loan amount to the defacto complainant and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.



3.The learned counsel appearing for the intervenor would submit that the petitioner cheated the defacto complainant by not re-paying the loan amount of Rs.25,00,000/-. He further submits that when the defacto complainant demanded the petitioner to re-pay the money for his daughter's marriage, the petitioner deliberately avoided to re-pay the loan amount. Hence, he opposed for grant of anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl.Side) submits that it is a case of cheating. He would submit that the petitioner received Rs,25,00,000/- as hand loan from the defacto complainant and failed to re-pay the same. Hence, he vehemently opposed for grant of anticipatory bail to the petitioner.

5. .Considering the gravity of offence committed by the petitioner and the amount involved is very high, this Court is not inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this Criminal Original Petition is dismissed. Consequently connected miscellaneous petition is closed.

-sd/-
22/06/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE INSPECTOR OF POLICE
SINGANAILLUR POLICE STATION, COIMBATORE
DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.A.SARANRAJ Advocate on payment of necessary charges

+1 CC to M/S.D.KANAGASUNDRAM, Advocate on payment of necessary charges SR.NO.6688

CRL OP.2785/2021
AND CRL.M.P.No.5001 of 2021

Date :22/06/2021