

IN THE HIGH COURT OF JUDICATURE AT MADRAS

( Criminal Jurisdiction )

Friday, the Twenty Third day of April Two Thousand Twenty One

PRESENT

The Hon`ble Mrs Justice V.BHAVANI SUBBAROYAN

CRIMINAL ORIGINAL PETITION No.4748 of 2021

ARAVIND VIASHNAV @ ARAVINDH KUMAR

[ PETITIONER / ACCUSED ]

Vs

STATE REP BY  
THE INSPECTOR OF POLICE,  
DISTRICT CRIME BRANCH,  
TIRUPUR DISTRICT  
(CR.NO.NOT KNOWN OF 2021) [ RESPONDENT ]

For Petitioner : M/S.S.SATHISH RAJAN Advocate

For Respondent :MR. T.SHUNMUGARAJESWARAN, Govt. Advocate ( Crl. Side)

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

ORDER : The Court Made the following order :-

The petitioner, who apprehend arrest for the alleged offence under Section 420 and 406 of IPC, in Crime No.not known of 2021 on the file of the respondnt police, seeks anticipatory bail.

2. Heard both sides.

3. The case of the prosecution is that the petitioner who is carrying on business under the name and style of M/s.Ayush Enterprise at Villivakkam, Chennai, had purchased goods from the defacto complainant and failed to pay the amount due to him. Hence, the complaint.

4. The learned counsel for the petitioner would submit that the petitioner did not commit any offence as alleged by the prosecution. Due to pandemic situation, his business has come to a standstill and one of the manufacturers have given this false complaint. Hence, he prays for grant of anticipatory bail to the petitioner.

5. The learned Government Advocate would submit that the petitioner is a whole sale merchant and he bought goods from the defacto complainant and had failed to pay Rs.58 Lakhs to the defacto complainant. He further submitted that the petitioner has no previous case.

6. In view of the fact that the petitioner is due to pay a sum of Rs.58Lakhs, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this petition is dismissed.

-sd/-

23/04/2021

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,  
DISTRICT CRIME BRANCH,  
TIRUPUR DISTRICT.

2 THE PUBLIC PROSECUTOR  
HIGH COURT, MADRAS.

CC to M/S.S.SATHISH RAJAN Advocate on payment of necessary charges

CRL OP.4748/2021

सत्यमेव जयते Date :23/04/2021

RVR 24/06/2021

WEB COPY