

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 21.01.2021

CORAM :

THE HON'BLE MR. JUSTICE V. BHARATHIDASAN

Cr1.O.P.No.5035 of 2020

M. Ramesh

... Petitioner

Vs.

State represented by
The Inspector of Police,
Land Grabbing Prevention Wing,
District Crime Branch,
Kancheepuram.
(Crime No.47 of 2017)

... Respondent

PRAYER: Criminal Original Petition is filed under Section 438 of Criminal Procedure Code to enlarge the petitioner on in the event of his arrest or on his appearance in Crime No.47 of 2017, on the file of the respondent police.

For Petitioner : Mr.G. Ashok Kumar

For Respondent : Mr.S.Karthikeyan
Addl. Public Prosecutor

ORDER

(The case has been heard through video conference)

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences punishable under Section 419,468,471, 420 r/w 34 of IPC, in Crime No.47 of 2017, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution as per the defacto complainant is that the petitioner has agreed to pay a sum of Rs.2,00,000/- on receiving the original title deeds as a collateral security. After receiving the original title deeds the petitioner has paid only Rs.20,000/- and failed to pay the balance amount. On suspicion, the defacto complainant applied for encumbrance certificate, which shows that the petitioner herein had created a forged power of attorney in his favour and transferred the property in his name. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. Hence, he prays to grant bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the petitioner along with other accused persons have created a forged power of attorney in the name of the petitioner. Hence, he prays for dismissal of this petition.

5. Considering the fact that the petitioner has involved in serious offences and the petitioner is a habitual offender, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this Criminal Original Petition stands dismissed.

-sd/-

21/01/2021

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 JUDICIAL MAGISTRATE,
NO.2, CHENGALPET.

2 THE CHIEF JUDICIAL MAGISTRATE
CHENGALPET [FOR INFORMATION].

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
LAND GRABBING PREVENTION WING,
DISTRICT CRIME BRANCH, KANCHEEPURAM.

+1 CC to M/S.G.ASHOK KUMAR Advocate on payment of necessary
charges SR NO. 742

CRL OP.5035/2020

Date :21/01/2021

MN-29/01/2021