



WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 08.07.2021

CORAM

THE HONOURABLE MR.JUSTICE M.DHANDAPANI

Cr1.O.P.No.14207 of 2020

M.A.Salim

... Petitioner

Vs.

1.The Asst. Commissioner Police - Team III,
Central Crime Branch,
Vepery, Chennai.

2.The Inspector of Police - Team III,
Central Crime Branch, Vepery,
Chennai.

... Respondents

Prayer:

Petition filed under Section 438 of Cr.P.C., seeking to enlarge the petitioner on bail in the event of his arrest by the respondent police concerned in Crime No.298 of 2019 on the file of the Inspector of Police, Central Crime Branch, Team III, Vepery, Chennai.

For Petitioner : Mr.S.Suresh

For Respondents : Mr.C.E.Pratap for P.P.

For Intervenors : M/s.M.Sathish
M/s.M.Shreedhar
M/s.V.Sasirekha
M/s.B.Mahendra Naidu

O R D E R

The petitioner who apprehends arrest at the hands of the respondent police for the alleged offence under Section 420 of IPC in Cr.No.298 of 2019 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner is a builder and he collected money from various persons promising to construct building, however, he did not complete the construction as promised.



3.The learned counsel appearing for the petitioner submitted that this Court on 20.11.2020 granted interim order that there shall not be any coercive action against the petitioner by the respondent police and referred the matter for Mediation. In the mediation, there was amicable settlement and the respective defacto complainants entered into memorandum of understanding with the petitioner, as per which the petitioner, will settle the amount due to the respective defacto complainants on the agreed dates, which are as follows:

Sl. No.	Name of the defacto complainant	Amount received Rs.(in Lakhs)	Date for settlement
1	C.Muthu Karuppasamy	10	09.11.2021
2	A.Mohamed Azharudeen	3	Construction
3	S.Sridevi	18.30	23.10.2021
4	N.B.Prasad	20.45	30.07.2021
5	K.A.Karthikeyan	8.25	05.08.2021
6	S.Sukumar	3	30.07.2021
7	K.Murugappan	5.25	23.10.2021
8	A.Aravindakumar	3	23.10.2021
9	K.A.Balaji	10.25	05.08.2021
10	M.Sagadevan	3	23.10.2021
11	P.Nirmala	9	3 months
12	A.Thandavamoorthy	5.25	30.07.2021
13	K.M.Ravichandran	7.99	05.08.2021
14	E.Karpagavalli	5.25	23.10.2021
15	S.Prabha	16.15	05.08.2021
16	K.Balasubramanian	26.65	05.08.2021
17	S.M.Hema Kumar	4	05.08.2021

4.The learned counsel appearing for the petitioner further submitted that the petitioner undertakes that he will repay the amount due to the respective defacto complainants, within the due dates, as per the memorandum of understanding and further submitted that if there is any default in making the payment, the anticipatory bail if granted by this Court may be cancelled.

5.The learned counsel appearing for the intervenors requested this Court to issue direction to the petitioner to settle the amount as assured by the petitioner in the memorandum of understanding and raise no serious objection for grant of anticipatory bail to the petitioner.

6.Heard the submissions made by the learned Government Advocate.



(g) The petitioner shall settle the amount to the respective defacto complainants, as assured by him in the memorandum of understanding entered into between him and the respective defacto complainants during mediation, failing which, the anticipatory bail granted today (08.07.2021) shall stand cancelled automatically, without any further reference to this Court.

-sd/-

08/07/2021

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 CCB/CBID METROPOLITAN MAGISTRATE, EGMORE, CHENNAI.

2 THE CHIEF METROPOLITAN MAGISTRATE,
EGMORE, CHENNAI. [FOR INFORMATION]

3 THE ASST.COMMISSIONER POLICE -TEAM III,
CENTRAL CRIME BRANCH, VEPERY, CHENNAI.

4 THE INSPECTOR OF POLICE
TEAM-III, CENTRAL CRIME BRANCH, VEPERY, CHENNAI.

5 THE PUBLIC PROSECUTOR, HIGH COURT, MADRAS.

COPY TO:

THE ASSISTANT REGISTRAR,
TAMILNADU MEDIATION AND CONCILATION CENTRE, HIGH COURT, MADRAS.

+4 CC to M/S M.SATHISH Advocate on payment of necessary charges
Sr.7192

+1 CC to M/S S.SURESH Advocate on payment of necessary charges
Sr.7217

+2 CC to M/S V.SASIREKHA Advocate on payment of necessary charges
Sr.7232

+1 CC to M/S B.MAHENDRANAIDU Advocate on payment of necessary
charges Sr.7208

CRL OP.14207/2020

Date :08/07/2021

RVR 15/07/2021