



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Second day of August Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.13308 of 2021

1 NAROTAM T.S. [PETITIONER / ACCUSED]
2 P.VIJAYRAMAN
3 T.V.PRASAD

Vs

STATE REP.BY [RESPONDENT]
INSPECTOR OF POLICE,
PS, R-4 SOUNDARAPANDIYANAR ANGADI,
T.NAGAR, CHENNAI.
CR.NO.443 OF 2021.

For Petitioner : M/S.S.BAGEERATHAN Advocate

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

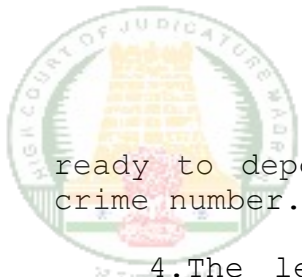
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offences punishable under Sections 294(b), 406, 420, 506(1) of IPC, in Crime No.443 of 2021, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the defacto complainant in order to contest the election in Arani Constituency, approached the petitioners for arrangement of MLA seat. Further, the petitioners had received a sum of Rs.50 Lakhs from the defacto complainant. Thereafter, the petitioners neither secured MLA seat nor returned the money, which led to the filing of the complaint.

3.The learned counsel appearing for the petitioners submit that the petitioners have not committed any offence as alleged by the prosecution and they have been falsely implicated in this case. The learned counsel, on instructions, would further submit that the petitioners, without prejudice to their rights, the petitioners are



ready to deposit the amount of Rs.20,00,000/- to the credit of the crime number.

4.The learned Government Advocate (Crl.Side).appearing for the respondent submitted that the investigation is still pending. However, he vehemently opposed for grant of anticipatory bail to the petitioners..

5.Considering the fact that the petitioners are ready and willing to deposit a sum of Rs.20,00,000/- to the credit of crime number, this Court is inclined to grant anticipatory bail to the petitioners.

6.Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Saidapet, on condition that the petitioners shall execute a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand Only), with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) the petitioners shall deposit a sum of Rs.20,00,000/- (Rupees Twenty Lakhs only) to the credit of Cr.No.443 of 2021 before the learned Judicial Magistrate, Saidapet, within a period of two weeks from the date of receipt of a copy of this order .

(b) the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

© the petitioners shall report before the respondent police daily at 10.30 a.m., until further orders.

(d) the petitioners shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioners shall not abscond either during investigation or trial;

(f)on breach of any of the aforesaid conditions, the learned Magistrate/ Trial Court is entitled to take appropriate action against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and



(g) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

-sd/-
02/08/2021

WEB COPY
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,
SAIDAPET

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

3 THE INSPECTOR OF POLICE,
PS, R-4 SOUNDARAPANDIYANAR ANGADI,
T.NAGAR, CHENNAI.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

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

CRL OP.13308/2021

Date :02/08/2021

APN 19/08/2021