

IN THE HIGH COURT OF JUDICATURE AT MADRAS
(Criminal Jurisdiction)

Friday, the Sixteenth day of April Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.19290 of 2020

SATHYANARAYANAN

[PETITIONER / ACCUSED]

Vs

STATE REP.BY

[RESPONDENTS/COMPLAINANTS]

1.THE INSPECTOR OF POLICE,
SURYANAGARA POLICE STATION,
ANEKAL TALUK, BANGALORE DISTRICT,
KARNATAKA STATE 560 081.
CRIME NO.225/2020

2.THE INSPECTOR OF POLICE
KODAMBAKKAM POLICE STATION,
CHENNAI.

For Petitioner : M/S.S.N.SUBRAMANI Advocate

For Respondents : M/S.S.KARTHIKEYAN, Additional Public Prosecutor

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

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for alleged offences punishable under Sections 406-420 of IPC in Crime No.225 of 2020, on the file of the 1st respondent Police, seeks inter-State anticipatory bail.

2.On the basis of a complaint, the 1st respondent police have registered a case in Crime No.225 of 2020 under the aforementioned sections against the petitioner and has issued notice to the petitioner under Section 91 of Cr.P.C. for his appearance for enquiry.

3. Taking into consideration the nature of allegation in the FIR, this Court is inclined to grant inter-State anticipatory bail to the petitioner as per the judgment of the Division Bench of this Court in S.P.Shanthi Swaroop Vs. State of Tamil Nadu rep. By

Assistant Commissioner of Police, Central Crime Branch, Madras (1992 LW (Cr1) 475), for a period of two weeks from today. In the meantime, the petitioner shall work out his remedies before the jurisdictional Court in Karnataka. Grant of this anticipatory bail would only protect the petitioner from arrest in Tamil Nadu and cannot mean that he would be entitled to regular anticipatory bail from the jurisdictional court.

4. Accordingly, the petitioner is ordered to be released on inter-State anticipatory bail for a period of two weeks in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned XVII Metropolitan Magistrate, Saidapet, Chennai, on condition that the petitioner shall execute a 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, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and left Thumb Impression in the surety bond and the magistrate may obtain a copy of their Aadhar card or Bank Pass Book to ensure their identity.

[b] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[c] the petitioner shall not abscond either during investigation or trial.

[d] On breach of any of the aforesaid conditions, the learned Trial Judge 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 Trial Judge himself as laid down by the Hon'ble Supreme Court in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

[e] If the accused thereafter abscond, a fresh FIR can be registered under Section 229-A IPC.

-sd/-

16/04/2021

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 METROPOLITAN MAGISTRATE NO. XVII,
SAIDAPET, CHENNAI.
2. THE CHIEF METROPOLITAN MAGISTRATE,
EGMORE, CHENNAI. (FOR INFORMATION)
3. THE INSPECTOR OF POLICE,
SURYANAGARA POLICE STATION,
ANEKAL TALUK, BANGALORE DISTRICT,
KARNATAKA STATE 560 081.
4. THE INSPECTOR OF POLICE
KODAMBAKKAM POLICE STATION,
CHENNAI.
5. THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

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

CRL OP.19290/2020

Date :16/04/2021

TK/26.04.2021