



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Monday, the Twenty Seventh day of September Two Thousand Twenty One

PRESENT

The Hon`ble Mr Justice M.DHANDAPANI

CRIMINAL ORIGINAL PETITION No.17770 of 2021

D.RAJA STEPHEN RAJ

[PETITIONER / ACCUSED]

Vs

THE STATE REPBY
THE INSPECTOR OF POLICE,
J-9, THORAIPAKKAM POLICE STATION,
CHENNAI
CRIME NO. 558/2021

[RESPONDENT]

For Petitioner : M/S.S.KINGSTON JEROLD Advocate

For Respondent : MR. 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 petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Sections 342, 363, 387 & 394 of I.P.C in Cr.No.558 of 2021, seeks anticipatory bail.

2.The case of the prosecution is that the De-facto Complainant and the petitioner are acquainted with each other. Through the petitioner three other persons were introduced to the De-facto Complainant and one among those persons namely Nirmal Gemini Kannan received a sum of Rs.4,50,000/- from the De-facto Complainant and did not return the same. When the De-facto Complainant demanded the return of money from the said person, the De-facto Complainant was attacked by him along with the other accused persons including the petitioner. Hence this complaint.

3.The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He



further submitted that no specific overtact made against the petitioner by the De-facto Complainant and serious allegation was levelled only against A1 & A4. Hence he prays for grant of Anticipatory Bail to the petitioner.

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4. The learned Additional Public Prosecutor submitted that the investigation is pending in this case.

5. Considering the fact that no specific overtact has been made against the petitioner and since the petitioner having not received any money from the petitioner, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, the petitioner is granted anticipatory bail and he is 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-I, Alandur, 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 or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further condition that:

(a) if the petitioner failed to surrender before the concerned Magistrate within a period of 15 days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) 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;

(c) the petitioner shall report before the respondent police daily at 10.30 a.m. until further orders;

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

(e) the petitioner 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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;



-sd/-
27/09/2021

TRUE COPY

TO

4 THE INSPECTOR OF POLICE,
J-9, THORAIPAKKAM POLICE STATION,
CHENNAI.

Date : 27/09/2021

<https://hcservices.ecourts.gov.in/hcservices/>