



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT, MADURAI
(Criminal Jurisdiction)

Date : 27/01/2021

PRESENT

The Hon`ble Mr.Justice M.NIRMAL KUMAR

CRL MP(MD). No.334 of 2021
in
CRL OP(MD). No.15678 of 2020

Raja @ padmanapan

... Petitioner/Petitioner

Vs

The State rep.by
The Inspector of Police,
City Crime Branch,
Trichy City, Trichy District.
Crime No.14 of 2020

... Respondent/Complainant

For Petitioner : Mr.S.Senthil Kumar,
Advocate.

For Respondent : Mr.K.Suyambulinga Bharathi,
Government Advocate (Crl.Side)

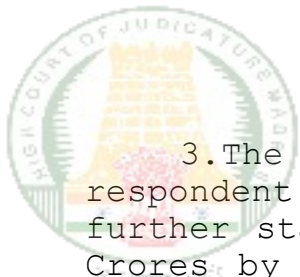
PRAYER :-

To modify the condition imposed on the petitioner by this Hon`ble Court in Crl.O.P.(MD)No. 15678 of 2020 dated 23.12.2020 with a condition that the petitioner shall deposit a sum of Rs.50,00,000/- to the credit of Crime No.14 of 2020 before the learned Judicial Magistrate No.V, Tiruchirappalli.

ORDER : The Court Made the following order :-

This criminal miscellaneous petition is filed seeking modification of the conditions imposed by this Court in Crl.O.P.(MD) No.15678 of 2020, dated 23.12.2020.

2.The learned counsel for the petitioner submits that the petitioner was granted bail by directing him to deposit a sum of Rs.50 Lakhs to the credit of Crime No.14 of 2020 before the learned Judicial Magistrate No.V, Tiruchirappalli. Due to this onerous condition, the petitioner is not able to come out on bail. He further on instructions states that the petitioner will deposit the title deed equivalent to the tune of Rs.50 Lakhs. In this regard, he places reliance of the judgment of this Court reported in **2015 (2) MWN (Cr.) 438 (Sakthivel Vs. State represented by the Inspector Of Police.)**



3.The learned Government Advocate (Crl. Side) appearing for the respondent vehemently opposed the petition for modification. He further states that 2450 persons were cheated to tune of more Rs.3 Crores by the petitioner. The mode of the petitioner is that he collects money from the depositors and after collection, he executes plot in favour of the depositors. From the year 2013, he has not even executed a one sale deed in favour of the depositors.

4.Per contra, the learned counsel for the petitioner submitted that the petitioner purchased plots but in view of the G.O., passed by the Government in the year 2017, he could not register the lay out and the same was approved by the Government in the year 2019 in TDCP No.104 of 2019.

5.Considering the fact that the petitioner's counsel on instructions that the petitioner will deposit the title deed equivalent to the tune of Rs.40 Lakhs, this Court is inclined to modify the condition imposed in Crl.O.P.(MD)No.15678 of 2020, dated 23.12.2020 is follows:-

"The petitioner shall deposit the title deed to the tune of Rs.50 Lakhs to the credit of Crime No.14 of 2020 before the learned Judicial Magistrate No.V, Tiruchirappalli, within a period of 15 days from the date of receipt of a copy of this order."

6.The other conditions imposed by this Court shall stand confirmed.

7.The criminal miscellaneous petition is allowed accordingly.

sd/-
27/01/2021

/ TRUE COPY /

/ /2021
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1.THE JUDICIAL MAGISTRATE No. V,
TIRUCHIRAPPALLI.

2.DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT.

3.The Inspector of Police,
CITY CRIME BRANCH,
TRICHY CITY, TRICHY DISTRICT.



4.THE OFFICER INCHARGE,
SUB JAIL, LALGUDI.

5.THE ADDITIONAL PUBLIC PROSECUTOR
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

WEB COPY

ORDER

IN

CRL MP (MD) . No.334 of 2021

in

CRL OP (MD) . No.15678 of 2020

Date :27/01/2021

IAS

TK/PN/SAR.3/27.01.2021/3P/6C