



WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/06/2021

PRESENT

The Hon'ble Mr.Justice G.ILANGO VAN

CRL OP (MD) . No.7339 of 2021

S.Praveen

... Petitioner/Accused-1

Vs

The State through
The Inspector of Police,
DCB, Madurai District.
(Crime No.10/2021).

... Respondent/Complainant

For Petitioner : Mr.P.Saravanakumar,
Advocate.

For Respondent : Mr.S.Ravi,
Standing Counsel for Government

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

PRAYER :-

For Anticipatory Bail in Crime No.10 of 2021 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the offence under Sections 406 and 420 IPC in Crime No. 10 of 2021 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner received a sum of Rs.1,00,000/- from the defacto complainant by giving a false promise that he will make arrangements for getting a job in the Cargo Department of Airport, Madurai and thereafter, he failed to make arrangement for job and also refused to return the money. Hence, the complaint.

3.The learned counsel appearing for the petitioner would submit that this is the second anticipatory bail application. He would further submit that the petitioner and the defacto complainant are close friends. Hence, he seeks anticipatory bail to the petitioner.



4.The learned Standing Counsel for Government appearing for the respondent would submit that the petitioner cheated the defacto complainant by giving a false promise and therefore, he vehemently opposed to grant anticipatory bail to the petitioner.

5.It is seen that the earlier application was filed by the petitioner came to be dismissed on 19.05.2021, for the reasons stated that the custodial interrogation of the petitioner is required since serious allegation is levelled against the petitioner. The second anticipatory bail application came to be filed on the ground that due to pandemic situation the petitioner is undergoing medical ailment and the learned counsel for the petitioner has also given an undertaking that the petitioner received only Rs.50,000/- from the defacto complainant and he is ready to pay the same.

6.However, I find no change of circumstance in this petition and the custodial interrogation of the petitioner is required. So, this Court is not inclined to grant anticipatory bail to the petitioner.

7.In the result, this Criminal Original Petition is dismissed.

sd/-

09/06/2021

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/ /2021

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

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1. THE INSPECTOR OF POLICE,
DCB, MADURAI DISTRICT.
2. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+ 1 CC TO Mr.RAMSUNDARVIJAYARAJ.S., ADVOCATE IN SR No. 3913

ORDER IN
CRL OP(MD) No.7339 of 2021
Date :09/06/2021