



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 13/12/2021
PRESENT

WEB COPY

The Hon`ble Mr.Justice G.ILANGO VAN
CRL OP(MD). No.16666 of 2021

1. P.Veerovu Reddy
2. P.Geetha

... Petitioners/Accused No.1 & 2

Vs

The state represented by
The Inspector of Police,
Ammapatti Police Station,
Virudhunagar District.
(Cr.No. 54 of 2021).

... Respondent/Complainant

For Petitioner : M/s.Prabha.S,
Advocate.

For Respondent : Mr.S.S.Madhavan,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 54 of 2021 on the file of the respondent police.

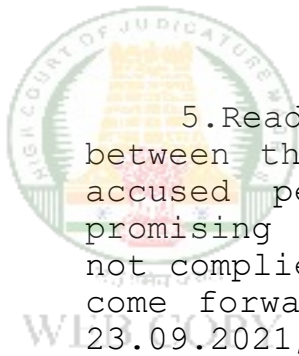
ORDER : The Court made the following order :-

The petitioners/Accused No.1 and 2, apprehending arrest at the hands of the respondent police for the alleged offence punishable under Sections 294(b), 506(i) and 420 of I.P.C., in Crime No.54 of 2021 on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the 1st petitioner has borrowed a sum of Rs.3,00,000/- (Rupees Three Lakhs only) as loan from the defacto complainant. When the same demanded to repay, the 1st petitioner dodging the liability and abused the defacto complainant and his wife and threatened them with dire consequences. Hence, the complaint.

3. The learned counsel for the petitioners submitted that the petitioners are innocent and they have been falsely implicated in this case.

4. The learned Government Advocate (Crl. Side) for the respondent police submitted that investigation in this case is still pending.



5. Reading of the FIR shows that there was a money dispute between the parties. As per the allegations, it is seen that the accused person received a sum of Rs.3,00,000/- as hand loan promising to return the same within a month. Thereafter, that was not complied. Even after a lapse of 7 years, the petitioners did not come forward to repay the amount. When that was demanded back on 23.09.2021, they have abused and criminally intimidated.

6. Considering the facts and circumstances of the case and the nature of allegations levelled against the petitioner, this Court is inclined to grant anticipatory bail to the petitioners.

7. Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or on their appearance, before the learned Judicial Magistrate No.II, Sattur, on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each with two sureties each for a like sum to the satisfaction of the learned Magistrate concerned and the petitioners shall appear before the respondent police daily at 10.30 a.m. until further orders. The petitioners shall comply with the condition stipulated under Section 438 Cr.P.C. scrupulously.

8. The petitioners shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which, the petition for anticipatory bail stands dismissed.

sd/-

13/12/2021

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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 JUDICIAL MAGISTRATE NO.II, SATTUR.

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE
AMMAPATTI POLICE STATION,
VIRUTHUNAGAR DISTRICT.

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



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

+1. CC to M/S. PRABHA.S, Advocate SR.No.9247

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ORDER

IN

CRL OP(MD) No.16666 of 2021

Date :13/12/2021

SA/PN/SAR.4/17.12.2021 : 3P/6C