



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

Tuesday, the Twenty Sixth day of April Two Thousand Twenty Two

PRESENT

The Hon`ble Dr Justice G. JAYACHANDRAN
CRIMINAL ORIGINAL PETITION No.9464 of 2022

1 KALAVATHI
2 PACHAIMUTHU
3 KALAIYARASI
4 MALATHI

[PETITIONERS / ACCUSED]

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE,
VIRUDHCHLAM POLICE STATION,
CUDDALORE DISTRICT.
CRIME NO.426 OF 2022

[RESPONDENT]

For Petitioner : M/S. M. SELVAM Advocate

For Respondent : MR. S.SANTHOSH, Govt. Advocate (Crl. Side)

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

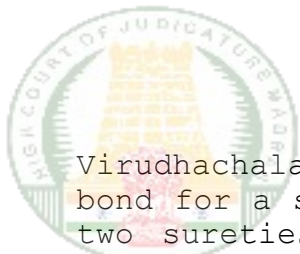
ORDER : The Court Made the following order :-

The petitioners, who apprehend arrest for the alleged offence under Section 147, 294(b), 506(1) and 420 of I.P.C., in Crime No.426 of 2022, on the file of respondent police, seeks anticipatory bail.

2. The petitioner herein apprehending arrest on the complaint given by the wife of the petitioners' brother alleging that, the petitioners have cheated her properties both movable and immovable.

3. The Learned Government Advocate (Crl.Side) for the respondent police states that along with the complaint, the defacto complainant has not produced any document and therefore, they were not able to proceed with the investigation.

4. Considering the above facts, this Court is inclined to grant anticipatory bail. Accordingly, the petitioners are ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of seven days from the date of receipt of a copy of this order, before the learned Judicial Magistrate-I,



Virudhachalam, on condition that, the petitioners shall execute a bond for a sum of Rs.50,000/- (Rupees Fifty Thousand only), each with two sureties 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). The petitioners and 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;

(b). The petitioners shall appear before the Investigating Officer, daily at 10.30 a.m., for a period of 30 days.

(c). The petitioners shall not tamper with evidence or witness either during investigation or trial;

(d). The petitioners shall not abscond either during investigation or trial;

(e). 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 anticipatory 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;

(f). if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

-sd/-

26/04/2022

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 JUDICIAL MAGISTRATE,
NO.I, VIRUDHACHALAM



2 THE CHIEF JUDICIAL MAGISTRATE
CUDDALORE (FOR INFORMATION)

3 THE INSPECTOR OF POLICE,
VIRUDHCHLAM POLICE STATION,
CUDDALORE DISTRICT.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S. M. SELVAM Advocate on payment of necessary charges
SR.NO.6447

CRL OP.9464/2022

Date :26/04/2022

RVR 02/05/2022