



IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Wednesday, the Eleventh day of May Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice V. SIVAGNANAM

CRIMINAL ORIGINAL PETITION No.10756 of 2022

V.VANI

[PETITIONER / ACCUSED]

Vs

STATE REP BY
THE INSPECTOR OF POLICE,
ANNAMALAI NAGAR POLICE STATION,
CUDDALORE.
CRIME NO.302/2022.

[RESPONDENT]

For Petitioner : M/S.C.SANTHOSH KUMAR Advocate

For Respondent : MR.S.UDHAYAKUMAR, Govt. Advocate (CrI. 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 punishable under Sections **294(b), 420 and 506(i) of IPC and Section 4 of TN Prohibition of Charging Exorbitant Interest Act, 2003**, in Crime No.302 of 2022, on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 09.07.2020, the *de facto* complainant borrowed a sum of Rs.7,50,000/- and had already paid Rs.50,00,000/- to this petitioner herein. However, the petitioner demanding exorbitant interest trying to intimidate the *de facto* complainant and there was a malicious prosecution.

3. The learned Counsel for the petitioner would submit that the petitioner has lent loan to the *de facto* complainant and no such exorbitant interest has been demanded by her. The *de facto* complainant with intention to evade from making repayment of borrowed amount, the present complaint has been foisted.



4. Considering the claims and facts of the case, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the **Learned Judicial Magistrate No.1, Chidambaram** on condition that the petitioner shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five 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) the petitioner 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 petitioner shall report before the Investigating Officer as and when required for interrogation;**

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

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

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

-sd/-
11/05/2022

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.



1 THE JUDICIAL MAGISTRATE,
NO.I, CHIDAMBARAM.

2 THE CHIEF JUDICIAL MAGISTRATE
CUDDALORE. [FOR INFORMATION]

3 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
ANNAMALAI NAGAR POLICE STATION,
CUDDALORE.

+1 CC to M/S.C.SANTHOSH KUMAR Advocate on payment of necessary
charges SR.NO.7075

CRL OP.10756/2022

Date :11/05/2022

TA-16/05/2022