



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

Friday, the Twentieth day of May Two Thousand Twenty Two

PRESENT

The Hon`ble Mr Justice G.K. ILANTHIRAIYAN
CRIMINAL ORIGINAL PETITION No.11520 of 2022

SENTHILVEL ILANCHOZAN

[PETITIONER / ACCUSED]

Vs

THE STATE REPRESENTED BY
THE INSPECTOR OF POLICE,
B-2, CRIME POLICE STATION,
R.S.PURAM, COIMBATORE.
(CR.NO.950/2014)

[RESPONDENT]

For Petitioner : M/S.PRAKASH ADIAPDAM Advocate

For Respondent : M/S. A.DAMODARAN, ADDITIONAL PUBLIC PROSECUTOR

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 offences punishable under Sections 406, 420, 464 and 468 of IPC in Crime No.950 of 2014, seeks anticipatory bail.

2. The case of the prosecution is that the de facto complainant collected a sum of Rs.19,80,000/- from 16 victims to get job through A1 and A2 and handed over entire money to A1 and A2. Thereafter, A1 and A2 neither secured any job nor repaid the amount which was given by the de facto complainant. There are four accused in this case and this petitioner is arraigned as A4. Even according to the case of the prosecution, this petitioner assisted A1 and A2 to get job to the victims.

3. The learned counsel for petitioner submitted that this is innocent and he is no way connected with the crime and prays to grant anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor submitted that the crime has been committed in the year 2014, now the entire investigation has been completed, final report has been filed and the same has also been taken cognizance by the trial Court and he vehemently opposed for granting anticipatory bail.



5. Considering the above facts and circumstances, this Court is of the view that custodial interrogation of the petitioner is not required and hence this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate I, Coimbatore, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten 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, failing which, the petition for anticipatory bail shall stand dismissed 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 Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police daily at 10.30 a.m. for a period of two weeks and thereafter 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].

[f] If the accused thereafter abscond, a fresh FIR can be registered under Section 229A IPC.

-sd/-

20/05/2022

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.



TO

1 THE JUDICIAL MAGISTRATE,
NO.1, COIMBATORE.

2 THE CHIEF JUDICIAL MAGISTRATE
COIMBATORE (FOR INFORMATION)

3 THE INSPECTOR OF POLICE,
B-2, CRIME POLICE STATION,
R.S.PURAM, COIMBATORE.

4 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

CC to M/S.PRAKASH ADIAPDAM Advocate on payment of necessary
charges sr.7685

CRL OP.11520/2022

Date :20/05/2022

RVR 24/05/2022