



Crl.O.P.No.30803 of 2022

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T.V.THAMILSELVI,J.

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 409, 420, 120B, 109, 34 of IPC r/w Section 5 of TNPID Act, 1997 and Section 21(3), 22, 23, 24, 25 of Banning of Unregulated Deposit Schemes Act (BUDS) Act, in Crime No.21 of 2022 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused induced the de-facto complainant and others by giving false promise and assurance of returning excess interest for their money and made them to deposit money in their firm M/s. Hijau Associates Private Limited and Hijau Agro LLP. Later, by giving interest to the investors for few months and cheated them by not returning back even their deposited amount. Hence the case.

3. Learned counsel for the petitioner submitted that the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that the petitioner is also one among the depositors who have made



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huge deposits by selling his properties and jewels. He also submitted that the petitioner is no way connected with the alleged offence and he has been made as a scape goat in this transaction. He also stated that the petitioner is ready to abide by any stringent conditions that may be imposed by this Court. Hence, he prays to grant anticipatory bail to the petitioner.

4. Learned Government Advocate (Crl.Side) appearing for the respondent submitted that the petitioner (A4), who was well aware of the criminal intent and the modus of fraud, along with the other accsued have cheated the de-facto complainant and other investors under the guise of giving excess interest for the money they have deposited. He further submitted that as per the investigation nearly about 600 complaints were received. He also stated that since the petitioner played main role in the alleged Company, the custodial interrogation of the petitioner is needed in this case and if the petitioner is granted anticipatory bail, there is a possibility of tampering the evidence. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.



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5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.Side) for the respondent and perused the entire materials available on record.

6. Taking into consideration the facts and circumstances of the case and the submissions made by the learned Government Advocate (Crl.Side) and also considering the fact that this case needs detailed investigation, this Court is not inclined to grant anticipatory bail to the petitioner.

7. Accordingly, this Criminal Original Petition stands dismissed.

22.12.2022

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