



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28/03/2022

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PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL OP(MD). No.5466 of 2022

M.Veeramani

... Petitioner/Accused (*)Rank No.10

Vs

The State rep.by,
The Inspector of Police,
Airport Police Station,
Trichy District.
Crime No.456/2016.

... Respondent/Complainant

For Petitioner : Mr.J.Vishnu,
Advocate.

For Respondent : Mr.R.Sivakumar,
Government Advocate (Crl.Side)

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

PRAYER :-For Anticipatory bail in Crime No.456 of 2016 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A-10, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections (*)120 (b), 392, 395 r/w 97 IPC, in Crime No.456 of 2016, seeks anticipatory bail.

2.The case of the prosecution is that when the defacto complainant, who is an employee of a Private Finance and Real-estate Company, went to the Bank to deposit the company amount, the accused persons insisted the defacto complainant to give new 2000/- currency notes and the same was refused by the defacto complainant. Hence, the accused persons threatened the defacto complainant and grabbed the money from him and flee away from the spot. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has not committed any offence as alleged by the prosecution.



4.The learned Government Advocate (Criminal Side) appearing for the State would submit that the investigation is almost completed.

5.Considering the facts and circumstances of the case and also the facts that the co-accused was already granted anticipatory bail by this Court in Crl.OP(MD)No.20043 of 2021, that the investigation has already been completed and charge sheet is going to be filed shortly and that the petitioner is not having any bad antecedents, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.VI, Tiruchirappalli, 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions 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 am for a period of one month 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]***; and;

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

sd/-

28/03/2022

**(*)Amended as per order of this Court
dated 28.03.2022 in CRL MP(MD)
No.4080/2022 in CRL OP(MD) No.5466/2022.**

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/ /2022

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 COURT VI
TRICHY DISTRICT
- 2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
TRICHY DISTRICT.
- 3 THE INSPECTOR OF POLICE
AIRPORT POLICE STATION, TRICHY DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.5466 of 2022
Date :28/03/2022

DAS
RS/PN/SAR.II/07.04.2022/3P/5C