



WEB COPY



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)
Reserved on : 14/09/2022
Pronounced on : 19/09/2022
PRESENT

The Hon`ble Mrs.Justice R.THARANI

CRL OP (MD) . No.16532 of 2022

Suman Mondal

... Petitioner/Accused

Vs.

State rep.by
The Inspector of Police,
Cyber Crime Police Station,
Thoothukudi.
(Crime No.14/2022).

... Respondent/Complainant

For Petitioner : M/s.Arun A V, Advocate.

For Respondent : Mr.E.Antony Sahaya Prabahar,
Government Advocate (Crl.Side)

PETITION FOR BAIL Under Section 439 of Cr.P.C.

PRAYER :-

For Bail in Crime No.14/2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Accused, who was arrested and remanded to judicial custody on 07.08.2022, in Crime No.14 of 2022, on the file of the respondent police, seeks bail.

2. The case of the prosecution is that the petitioner and others impersonating as Bharat Petroleum authorities created Website in the name of Bharat Petroleum in the Google Social Media, inviting dealership and collected a total sum of Rs.1,29,500/- from 13.09.2021 onwards and they misappropriated the amount and cheated the defacto complainant.

3. On the side of the petitioner, it is stated that the petitioner's name did not find place in the F.I.R. Only on the confession of A1, the petitioner was impleaded as accused. He has



not committed any offence and he did not collect any amount from any person. The petitioner is in custody for the past 32 days and prayed the petitioner to be released on bail.

4. On the side of the prosecution, it is stated that the petitioner and other accused created website in the name of Bharat Petroleum and host advertisement in the social media, calling application for dealership. Rs.60,00,000/- was credited into the account of the petitioner -A2, even after receiving summon, the petitioner created another Website after abandoning, the other websites, already created by them under the caption "Fuel.in". The petitioner is a resident of West Bengal and there is a chance for him to abscond and fly away from the clutches of law.

5. It is seen that the petitioner is a resident of West Bengal and there is a chance for him to abscond. The investigation was not yet over. Considering the nature of the offence and considering the overt act against the petitioner, this Court is not inclined to release the petitioner on bail at the present stage.

8. Hence, this petition is dismissed.

Sd/-
19/09/2022

/ TRUE COPY /

/09/2022
Sub-Assistant Registrar (C.S.I)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

1. THE INSPECTOR OF POLICE,
CYBER CRIME POLICE STATION,
THOOTHUKUDI.
2. THE SUPERINTENDENT,
CENTRAL PRISON, PALAYAMKOTTAI.
3. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

ORDER
IN
CRL OP(MD) No.16532 of 2022
Date :19/09/2022