



Crl.O.P.No.9567 of 2023

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**A.D.JAGADISH CHANDIRA, J.**

The petitioner who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 147,148,294(b) and 506(ii) of I.P.C,1860 in Crime No.176 of 2022, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and the defacto complainant are colleagues working in the same company and both are responsible for the funds of the company and the petitioner misappropriated the funds of the company, due to which there was some misunderstanding between them. It is alleged that the petitioner along with other accused went to the house of the defacto complainant and threatened him with dire consequences. Hence the case.

3.The learned counsel for the petitioner would submit that the petitioner is an innocent person and she has been falsely implicated in this case. He further submitted that the defacto complainant only caused loss to the company. Hence he seeks for anticipatory bail to the



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petitioner.

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4.The learned Government Advocate (Crl. Side) appearing for the respondent Police would submit that the petitioner is the colleague of the defacto complainant and there was some misunderstanding between them with regard to handling of funds. Due to which the petitioner along with other accused entered into the house of the defacto complainant and threatened him with dire consequences. Hence he opposed for grant of anticipatory bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. Taking into consideration the facts of the case and the submissions of the learned Counsel for the parties, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.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 on which the order copy made ready, before the **XVIII Judicial Magistrate, Saidapet** on condition that the petitioner shall

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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 one week and thereafter on every saturday at 10:30 a.m until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial;



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[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 absconds, a fresh FIR can be registered under Section 229A IPC;

28.04.2023

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