



Crl.O.P.No.14182 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 alleged offences punishable under Section 379 of IPC, 1860 in Crime No. 8 of 2021, seeks anticipatory bail.

2. The case of the prosecution as per the defacto complainant Baskaran is that on the date of occurrence, while he was travelling to Koyembedu with cash of Rs.5,15,000/- an unknown lady, had invited him for prostitution and when he refused the same, she had threatened him stating that she would raise alarm as if he pulled her hands. Later, she along with other accused took him in an auto rickshaw and made him to withdraw the money from ATM and also took away his bag containing the cash of Rs.5,15,000/-. Hence, the complaint.

3. The learned counsel appearing for the petitioner would submit that the petitioner was earlier granted anticipatory bail by this Court in Crl.OP.No.5715 of 2023 vide order dated 15.03.2023. However, the



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petitioner was unable to surrender and execute the sureties and the earlier order got lapsed. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) would submit that the petitioner is an associate of the main accused and this is the second bail application of this petitioner before this Court and the earlier bail application was lapsed for which, the petitioner was unable to furnish sureties. However, he vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case, the submissions of either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

9. Accordingly, the petitioner is directed to deposit a sum of Rs.2,000/- (Rupees Two thousand only) to the credit of Taluk Legal Services Authority attached to the Court concerned and on such deposit



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and production of proof, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, before the learned VII Metropolitan Magistrate, George Town, Chennai 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 is directed to appear before the respondent police on everyday at 10.30 a.m until further orders;

[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.



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[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.

26.03.2023

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26.03.2023