



Crl.O.P.No.31447 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 406, 417 and 420 IPC, in Crime No.Not Known of 2022 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner entered into an agreement with the de facto complainant and received money for constructing a house in the property of the de facto complainant, but, failed to do so and thereby, cheated the de facto complainant. Hence the complaint.

3. Learned counsel for the petitioner submitted that the petitioner is an innocent person and she has almost completed the construction as agreed, but, the de facto complainant is finding fault in the construction and lodged a false complaint. 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.



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4. On instructions, the learned Government Advocate (Crl.Side) appearing for the respondent submitted that the petitioner is said to have entered into an agreement with the de facto complainant for constructing a house, received more than Rs.20,00,000/- and cheated the de facto complainant by not completing the construction. Hence, he vehemently opposed to grant anticipatory bail to the petitioner.

5. The learned counsel for the intervenor strongly opposed for the grant of anticipatory bail to the petitioner by stating that the petitioner has received a sum of Rs.24,00,000/- from the de facto complainant for constructing a house, as per the agreement entered into between them, but, failed to fulfil the same.

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



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

8. Accordingly, this Criminal Original Petition stands dismissed.

12.01.2023

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