



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 06/03/2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) . No.3850 of 2023

1.Mahesan
2.Paramasivam
3.Thirilogasundar
4.Kumaresan

... Petitioners / Accused No.2,4,6 & 7

Vs

1.State rep by
The Inspector of Police,
Rayappanpatti Police Station,
Theni District.

... 1st Respondent

2.Natarajan

... 2nd Respondent / Petitioners

For Petitioners : Mr.S.Muniyandi, Advocate

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

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

PRAYER :-

To enlarge the petitioner on bail in the event of his arrest by the first respondent police on the strength of the NBW issued in C.C.No.165 of 2007 on the file of the learned District Consumer Forum, Theni.

ORDER : The Court made the following order :-

The petitioners/A2, A4, A6 & A7, apprehend arrest at the hands of the second respondent based on the Non-Bailable Warrant issued by the District Consumer Redressal Forum in E.A.No.89 of 2008 in C.C.No.165 of 2007, dated 18.01.2023 seek anticipatory bail.

2.The case of the prosecution is that the respondent had deposited Rs.2,50,000/- for a period of three years with the first accused firm, in which, the petitioners are the partners based on the undertaking by the petitioners along with A1 that they will pay 24% interest per annum and the refund was at the option of the respondent and on 01.10.2005, the respondent withdrew Rs.50,000/- on 02.01.2006 withdrew Rs.50,000/- from the accused



Bailable Warrant and any crime committed while pending Non Bailable Warrant. Mere direction issued by this Court to consider the application on the same day does not amount to direction to consider the recall petition favourably.

WEB COPY

sd/-
06/03/2023

**(*) AMENDED AS PER ORDER OF THIS
COURT DATED 20.04.2023 IN CRL MP
(MD) NO.6303 OF 2023 IN CRL OP(MD)
NO.3850 OF 2023**

**TWO WEEKS TIME IS EXTENDED TO
COMPLY WITH THE CONDITIONS IMPOSED
BY THIS COURT.**

/ TRUE COPY /

/05/2023

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

SJI

To

TO BE SUBSTITUTED WITH THE ORDER DATED 03/03/2023 ALREADY DESPATCHED

1.The Judicial Magistrate,
Uthamapalayam, Theni District.

2.Do through the Chief Judicial Magistrate,
Theni District.

3.The President,
District Consumer Forum, Theni.

4.The Inspector of Police,
Rayappanpatti Police Station,
Theni District.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+2 CC to M/S.MUNIYANDI.S Advocate SR.No.6196 and 6197(I), dated
20/04/2023

ORDER
IN
CRL OP(MD) No.3850 of 2023
Date :06/03/2023

ED/BUC/SAR-3 (17/03/2023) 3P 5C

ED/CG/SAR-1 (02/05/2023) 3P 8C

<https://www.mhc.tn.gov.in/judis>