



WEB COPY

CRL OP(MD)



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 10.04.2023

PRESENT

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

CRL OP(MD)No.6451 of 2023

A.Arun

... Petitioner/Accused No.3

Vs

The State Rep by
The Inspector of Police,
DCB Police Station,
Thanjavur District.
Crime No.19 of 2022

... Respondent/Complainant

For Petitioner : Mr.A.Nallathambi Raj
Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No.19 of 2022 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner/A3, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 419, 423, 465, 467, 468, 471, 420 r/w 120(b) IPC in Crime No.19 of 2022 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that a property in S.No.50/3A situated in Neelagiri South Garden, Thanjavur District is belongs to the defacto complainant. One portion of the above said property was sold by impersonating as if A2 is having the power deed to A6 on 28.06.2017. The petitioner was signed in the power deed. The other portion of the property sold to A8. Hence, the case.



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

4. It is seen that there are totally 8 accused, in which, the petitioner is arrayed as A3. He also completed law degree. A2 is the petitioner's mother. A2 impersonated the original owner of the property and executed power of attorney in favour of herself, in which, the petitioner and A4 stood as witnesses. Thereafter, A3 had executed sale deed in favour of A6 and A8. Therefore, the petitioner is having specific overt act. Hence, petitioner's custodial interrogation is very much necessary in this case. Therefore, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, this criminal original petition is dismissed.

sd/-
10/04/2023

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/05/2023

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

gns

TO

1. The Inspector of Police,
DCB Police Station,
Thanjavur District.

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

+1 CC to M/s.A.NALLATHAMBI RAJ, Advocate (SR-5585[I] dated
10/04/2023)

ORDER
IN
CRL OP(MD) No. 6451 of 2023
DATE : 10.04.2023

NA/VR/SAR-3/17.05.2023/2P/4C