



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 17/04/2023
PRESENT

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

CRL OP(MD) . No.6983 of 2023

Angalaeswari

... Petitioners/2nd Accused

Vs

State rep., by
The Sub-Inspector of Police,
District Crime Branch,
Sivagangai District.
(Crime No.4 of 2023)

... Respondent/Complainant

For Petitioners : Mr.G.Prabhakaran, Advocate
For Respondent : Mr.R.M.Anbunithi
Additional Public Prosecutor
For Intervenor : Mr.Karthick, Advocate

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

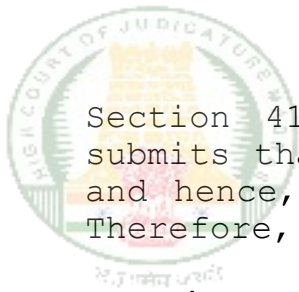
PRAYER :- For Anticipatory Bail in Crime No.4 of 2023 on the file of the respondent police

ORDER : The Court made the following order :-

The petitioner/A2, who apprehends arrest at the hands of the respondent police for the offences punishable under sections 406, 468, 471, 420 and 120B of I.P.C., in Crime No.4 of 2023 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant is the owner of the land measuring 125 acres situated at Melarangaiyan and Kilarangaiyan Village of Sivagangai District. He had given the original documents of the said property to one R.Jagannathan, who was VAO, for the purpose of carrying out name transfers and obtaining patta in the defacto complainant's name. However, the said Rs.Jagannathan and his wife Angalaeswari and four others have criminally conspired together and has executed a sale deed dated 06.03.2007 in favour of their company called Eswari Agro Farms Private Limited, without defacto complainant's knowledge. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the sale deed of the year 2007, whereas the complaint lodged after several year. That apart, the petitioner was issued summon under



Section 41A of CrI.P.C and she also attended enquiry. er submits that while her husband was alive the sale deed was executed and hence, she is nothing to do with the case of the prosecution. Therefore, he seeks anticipatory bail.

4. Heard and perused the materials available on record, including the First Information Report.

5. It is seen that the property originally owned by one R.Janakiraman and he handed over the entire documents along with sale deed in order to transfer of patta to the husband of the petitioner herein, who was the Village Administrative Officer. Thereafter, the VAO died. In the meanwhile, impersonated the said Janakiraman by A1 and executed sale deed in favour of Eswari Agro Farms Private Limited, in which, the petitioner and her husband, brother and son are the Directors. This Court had already dismissed the application for anticipatory bail filed by A11. Therefore, the custodial interrogation of the petitioner is very much required. Hence, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, the Criminal Original Petition is dismissed.

sd/-

17/04/2023

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/04/2023

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

RMK

TO

1 THE SUB-INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH,
SIVAGANGAI DISTRICT.

2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1. CC to Mr.S.RAMSUNDARVIJAYRAJ, Advocate SR.No.5951

ORDER

IN

CRL OP(MD) No.6983 of 2023

Date :17/04/2023

SA/VR/SAR.2/26.04.2023/2P/4C

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