



WEB COPY

CRL OP(MD).



23

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 01/06/2023

PRESENT

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

CRL OP(MD) . No.8456 of 2023

Rajeshwari,

... Petitioner/Accused No.2

Vs

State Rep.by
The Inspector of Police,
Koodal Pudur Police Station,
Madurai.
Crime No. 205/2023.

... Respondent/Complainant

For Petitioner : Mr.S.Ramasamy,
Advocate.

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

For Intervenor : Mr.S.Poornachandran, Advocate

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

PRAYER :-

For Anticipatory Bail in Crime No.205 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 294(b), 420 and 506(1) of I.P.C., in Crime No.205 of 2023 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner along with other accused cheated the de-facto complainant to the tune of Rs.7,00,000/-. Hence, the complaint.

3.The learned counsel for the petitioner would submit that the petitioner is arraigned as subsequent accused, in which, the first accused entered into an agreement with the other victims and had

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received money. Therefore, the petitioner is nothing to do with the crime as alleged by the prosecution.

4.It is seen from the records that the petitioner had earlier moved application for anticipatory bail before this Court in Crl.O.P.(MD)No.5998 of 2023 and the same was dismissed on 30.03.2023.

5.Admittedly, the petitioner along with other accused persons had owned the house property and they have also advertised in order to lease out the said property. On seeing the advertisement, the victims entered into an agreement for lease and paid a sum of rupees nearly 1.5 crores. The accused persons had received money separately from each of the victims and entered into the agreement for lease. Thereafter, they failed to handover the possession of the property. That apart, the said house property was already attached by the bank. Therefore, the custodial interrogation of the petitioner is very much required in this case. Hence, this Court is not inclined to grant anticipatory bail to the petitioners.

6.In the result, the Criminal Original Petition is dismissed.

sd/-

01/06/2023

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/06/2023

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

SJI
TO

- 1 THE INSPECTOR OF POLICE
KODAL PUDUR POLICE STATION, MADURAI.
- 2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER

IN

CRL OP(MD) No.8456 of 2023

Date :01/06/2023

PKP/SSS/SAR- /02.06.2023/ **2P/3C**