



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)
Date : 10.03.2023
PRESENT

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

CRL OP(MD)No.12554 of 2022

1.Venugopal
2.Umarani

... Petitioners/Accused
Rank 4 and 5

Vs

State through
The Inspector of Police,
Economic Offences wing(II)Unit,
Tirunelveli, Tirunelveli District.
(Crime No.2 of 2022)

... Respondent/Complainant

Shanmuga Devar

... Petitioner/Intervening Petitioner/
De-facto Complainant
In CrI.MP(MD).13306/2022
in CrI.OP(MD).12554/2022

Sankarasubbiramanian

... Intervener/Defacto Complainant
In CrI.MP(MD).8456/2022
in CrI.OP(MD).12554/2022

Peula Malini

... Intervener/Petitioner/Victim
In CrI.MP(MD).11255/2022
in CrI.OP(MD).12554/2022

For Petitioners : Mr.E.MAREESKUMAR, Advocate

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

For Intervenors : Mr.A.BALAJI, Advocate
In CrI.MP(MD).13306/2022

Mr.R.KARUNANITHI, Advocate
In CrI.MP(MD).8456/2022

Mr.M.PARAMASIVAN, Advocate
In CrI.MP(MD).11255/2022

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

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



PRAYER :- For Anticipatory Bail in Crime No.2 of 2022 on the part of the Respondent Police.

ORDER : The Court made the following order :-

The petitioners/A4 & A5, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 406, 420, 120-B IPC and Section 5 of TNPID Act, 1997 in Crime No.2 of 2022, seek anticipatory bail.

2.The case of the prosecution is that the accused persons were running a finance company, namely Sree Krishna Groups, they informed that they have attractive plans to invest money. Believing the same, the defacto complainant invested huge money and the accused persons promised to return the same as plots. Thereafter, they failed to do so. Hence the case.

3.The learned counsel appearing for the petitioners would submit that due to COVID-19 situation, they failed to execute the sale deed and they are going to register the plots.

4.The learned Additional Public Prosecutor appearing for the respondent police would submit that custodial interrogation of the petitioners is very much necessary since they have received Rs.1.5 Crores from the general public and failed to execute the sale deed.

5.Heard and perused the materials available in the records.

6.It is seen that there are totally seven accused in this case and the petitioners are arrayed as A4 and A5. Totally there are 500 depositors and they have invested a sum of Rs.1.5 Crores with the accused persons, in order to get house plots. However, after receiving entire amount, the accused persons failed to execute sale deed in their favour.

7.In view of the seriousness of the offence, this Court is not inclined to grant anticipatory bail to the petitioners. Accordingly, this criminal original petition is dismissed.

sd/-
10/03/2023

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/03/2023
Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.



1 THE INSPECTOR OF POLICE,
ECONOMIC OFFENCES WING (II) UNIT,
TIRUNELVELI,
TIRUNELVELI DISTRICT.

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

+1. CC to M/S.MAREESKUMAR E Advocate SR.No.3900

+1. CC to M/S.A.BALAJI, Advocate SR.No.3995

ORDER

IN

CRL OP(MD) No.12554 of 2022

Date :10/03/2023

SA/MMS/SAR.3/23.03.2023/3P/5C