



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

Date : 30/06/2023

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN
CRL OP(MD). No.11936 of 2023

WEB COPY

1. Manoharan ... Petitioner/Accused No.4

Vs

The State Rep.by
The Inspector of Police,
District Crime Branch,
Dindigul District.
in Crime No.43/2022. ... Respondent/Complainant

For Petitioner : M/s.Kannan A P,
Advocate.

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

PRAYER :-

For Anticipatory Bail in Crime No.43/2023 on the file of the
Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the
respondent Police for the offences punishable under Sections 406,
420, 468, 471, 294(b) and 506(i) of IPC in Crime No.43 of 2022 on
the file of the respondent Police, seeks anticipatory bail.

2.The case of the prosecution, as per the de-facto
complainant, is that due to a financial dispute, the accused
persons have cheated the de-facto complainant to the tune of
Rs.32,00,000/- and when it was questioned by the de-facto
complainant, the accused persons have abused the de-facto
complainant in filthy language and also threatened him with dire
consequences. Hence, the complaint.

3.The learned Counsel for the petitioner would submit that the
petitioner is innocents and he has been falsely implicated in this
case.

4.The learned Additional Public Prosecutor appearing for the
respondent Police would submit that the accused have induced the de-
facto complainant to invest in their company and had taken the
amount and they have cheated him. Hence, he would oppose for grant



of anticipatory bail to the petitioner.

5. Heard the learned Counsel on either side . Taking into consideration the facts and submissions and also on perusing the materials available on record including the F.I.R., this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate-II, Dindigul, on condition that the petitioner shall execute bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb Impression in the surety bond and the Magistrate may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity.

[b] the petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks, thereafter every Saturday at 10.30 am until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[d] the petitioners shall not abscond either during investigation or trial.

[e] On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate action against the petitioners in accordance with law as if the conditions have been imposed and the petitioner released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in **P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560]**.

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
30/06/2023

/ TRUE COPY /

/ 07 /2023

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



1. The Judicial Magistrate-II, Dindigul.

2. -do-Through The Chief Judicial Magistrate, Dindigul.

3. The Inspector of Police,
District Crime Branch,
Dindigul District.

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

ORDER

IN

CRL OP(MD) No.11936 of 2023

Date : 30/06/2023

RD(06/07/2023) 3P 5C