



Crl.O.P.No.176 of 2024

Crl.O.P.No.176 of 2024

WEB COPY

C.V.KARTHIKEYAN, J.

The Petitioner/A2 seeks anticipatory bail in Crime No.12 of 2023 registered by the Respondent Police for the offences under Sections 120B and 420 IPC.

2. It is the case of the prosecution that the defacto complainant executed a sale deed in favour of the Accused A1. It is stated that the Accused A1 was pointed out by the Accused A2. It is further stated that the defacto complainant had returned back the sale consideration and it is stated that the amount was borrowed and not received as sale consideration and sought cancellation of the deed.

3. The learned counsel for the Petitioner stated that the Petitioner is an innocent person and he has been falsely implicated in this case and the Petitioner is in no way connected with this case. Thus, he prays for grant of anticipatory bail to the Petitioner herein.



Crl.O.P.No.176 of 2024

WEB COPY

4. Taking all the factors into consideration, this Court is inclined to grant anticipatory bail to the Petitioner with certain conditions. 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 Judicial Magistrate No.II, Dharmapuri**, on condition that the petitioner shall execute a 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 daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for the interrogation.



CrI.O.P.No.176 of 2024

WEB COPY

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

[d] the petitioner 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 petitioner 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.

09.01.2024

mkn2



WEB COPY



CrI.O.P.No.176 of 2024

C.V.KARTHIKEYAN, J.

mkn2

CrI.O.P.No.176 of 2024

09.01.2024