



WEB COPY



Crl.O.P.No.11082 of 2024

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K.KUMARESH BABU, J.

The petitioners, who apprehend arrest at the hands of the respondent police for the offences punishable under Section 406, 420, and 506(I) of IPC in Crime No.69 of 2024, seek anticipatory bail.

2. The case of the prosecution is that the petitioners and the defacto complainant are relatives. The defacto complainant is the owner of the flat Nos.9 and 10, Chinnaperumal Apartment, Choolaimedu, Chennai and the petitioners sub-leased the said flats by entering into a lease agreement with tenants pretending to be the owners of the said flats and received several lakhs rupees from the tenants and when the defacto complainant questioned the same, the petitioners threatened him. Hence, the case.

3.The learned counsel appearing for the petitioners would submit that the petitioners are innocent person and they have been falsely



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implicated in this case. Therefore, he prays to grant anticipatory bail to the petitioners.

4. The learned Government Advocate (Crl.Side) would submit that the petitioners have threatened the defacto complainant with dire consequences. Hence, he vehemently opposed for grant of anticipatory bail to the petitioners.

5. Taking into consideration the facts and the submissions, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned **XVII Metropolitan Magistrate, Saidapet, Chennai – 15**, on condition that the petitioners shall execute a separate bond for a sum of **Rs.10,000/- (Rupees Ten Thousand Only) each**, 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



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and on further condition that:

(a)the petitioners and the sureties shall affix their photographs and left thumb impression in the surety bond and the Court concerned may obtain a copy of their Aadhar card or Bank pass Book to ensure their identity;

(b)the petitioners shall report before the respondent police daily at 10.30 a.m for a period of two weeks and thereafter, as when required for interrogation;

(c)the petitioners 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]***; and;

(f)if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

08.05.2024

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