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CrI.O.P.No.11823 of 2024

C.V.KARTHIKEYAN, J.

Petitioners / A8 and A9 seek anticipatory bail in Spl.C.C.No.10 of 2023 now pending before the learned Chief Judicial Magistrate, Thiruvarur.

2.Originally, FIR in Crime No.8 of 2021 had been registered by the respondent for the offences punishable under Sections 120(B), 420, 409, 468, 471 of IPC r/w Section 13(2) r/w Section 13(1)(a) of the Prevention of Corruption Act, 2018 and Section 109 of IPC.

3.The facts in brief are that, the petitioners are said to have extended benefits under the Pradhan Mantri Awas Yojana Scheme to non-beneficiaries and had obtained illegal gratification for the same. All the accused are Block Development Officers, Zonal Deputy Block Development Officers, Deputy Block Development Officers (Panchayat), Junior Engineer, Union Overseer of Mannargudi.

4.It may not be proper on the part of this Court to enter into a detailed discussion on the facts of this case, since investigation has been completed and final report has been filed, which would indicate that it is



the trial Court which will now have to frame charges and proceed to invite the prosecution to tender oral and documentary evidence to establish the charges.

5.The charge sheet had been taken cognizance as Spl.C.C.No.10 of 2023 by Chief Judicial Magistrate, Thiruvarur. In the charge sheet the petitioners herein have been categorized as absconding accused. During the course of investigation none of these petitioners have bothered to approach any Court of law seeking anticipatory bail. Additionally, as against these petitioners and A10 NBW has also been issued.

6.The earlier petition seeking anticipatory bail was dismissed on 05.01.2024 in CrI.O.P.No.27644 of 2023 and it was directed that the petitioners may examine the Rules 22 and 24 of Criminal Rules of Practice.

7.It is however contended that the said application had been dismissed by the learned Chief Judicial Magistrate, Thiruvarur.



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8.A direction is given that the petitioners may surrender before the learned Chief Judicial Magistrate, Thiruvarur and the learned Chief Judicial Magistrate may pass necessary orders on the same day.

9.Observing as above, this Criminal Original Petition stands dismissed.

03.06.2024

smv



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smv

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