



Crl.OP.No.18252 of 2024

Crl.O.P.No.18252 of 2024

P.DHANABAL, J.

The petitioner who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 120(b), 465, 467, 468, 471 and 420 of IPC in Crime No.15 of 2024, seeks anticipatory bail.

2. The case of the prosecution is that the property in Old.S.No.707/4 Part and New S.Nos.7077/6, 707/6A, 707/6B, C. Old S.No.708/1, Part, 710/1 at Pakkam Village belongs to the the defacto complainant. However, the petitioner has purchased the said property vide a sale deed executed by the A-4 vide Doc.No.888/2024 and had put up fence. Hence, the complaint.

3. The learned counsel for the petitioner submitted that he is an innocent purchaser had availed a loan in purchasing the document from A-4. Further, A2 to A4 have been enlarged on bail by this Court. Hence, he seeks anticipatory bail.

4. The learned Government Advocate (Crl.Side) would submit that



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this petitioner along with other accused conspired together and created a forged document and cheated the defacto complainant and the investigation in this case is not completed and opposed the grant of anticipatory bail to the petitioner.

5. Considering the rival submissions on either side and also the fact that the other co-accused were enlarged on bail and also that the petitioner is a subsequent purchaser, this Court is inclined to grant anticipatory bail to the petitioner, subject to the following conditions:

6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on their appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.I, Poonamallee, on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties 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



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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 on 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 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 petitioners in accordance with law as if the conditions have been imposed and the petitioners 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 abscond, a fresh FIR can be registered under Section 269 B.N.S.

13.08.2024

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