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Crl.O.P.No.20434 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 22.08.2024

CORAM

THE HON'BLE MR. JUSTICE P.DHANABAL

Crl.O.P.No.20434 of 2024

B.Dineshwar

...Petitioner

Vs.

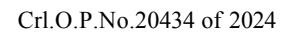
State represented by,
The Inspector of Police
CCW Ranipet Police Station
Ranipet District
(Crime No.17 of 2024)

... Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS, 2023, praying to enlarge the petitioner on bail in Crime No.17 of 2024 on the file of respondent police.

For Petitioner : Mr.P.Kalimuthu

For Respondent : Mr.S.Vinothkumar
Government Advocate (Crl. Side)



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4. Learned Government Advocate (Crl.Side) for the respondent police submitted that petitioner had cheated the defacto complainant to a tune of Rs.30,000/- stating that he has been appointed in the District Collector's Office and sought the amount for processing the application. Further, he also submitted that there is no previous case as against the petitioner. However, he vehemently objected to granting bail to the petitioner.

5.Considering the submissions made on both sides, the nature of offence, and also taking into consideration the period of incarceration undergone by the petitioner and also there is no previous case pending as against the petitioner, this Court is inclined to grant bail to the petitioner with certain conditions:

6. Accordingly, the petitioner is ordered to be released on bail on his executing 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 learned *District Munsif cum Judicial Magistrate at Ranipet*, and on



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further conditions that:

- [a] the petitioner shall report before the learned District Munsif cum Judicial Magistrate at Ranipet, everyday at 10.30 a.m. and 5:30 pm until further orders;**
- [b] the petitioner shall not abscond either during investigation or trial;
- [c] the petitioner shall not tamper with evidence or witness either during investigation or trial;
- [d] 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];
- [e] if the accused thereafter absconds, a fresh FIR can be registered under Section 229A of the IPC.

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To

- 1.The District Munsif cum Judicial Magistrate,
Ranipet
- 2.Central Jail, Vellore
- 3.The Inspector of Police
CCW Ranipet Police Station
Ranipet District.
- 4.The Public Prosecutor,
High Court of Madras.



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P.DHANABAL, J.

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