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Crl.O.P.No.29935 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : **02.12.2024**

CORAM

THE HON'BLE MR. JUSTICE A.D.JAGADISH CHANDIRA

Crl.O.P.No.29935 of 2024

Vincent Thiyagarajan

... Petitioner

Vs.

The State rep. by,
The Inspector of Police,
Vigilance and Anti-Corruption Police Station,
Tiruppur.
(Crime No. 11 of 2024).

... Respondent

PRAYER : Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, pleased to enlarge the petitioner on bail, in connection with **Crime No.11 of 2024**, pending investigation on the file of the respondent Police.

For Petitioner : Mr.N.U.Pressanna

For Respondent : Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)

ORDER

Petition seeking bail in respect of **Crime No.11 of 2024** registered for the offences punishable under Sections 7(a) of the Prevention of Corruption Act, 1988 as amended by the Prevention of Corruption (Amendment) Act, 2018, is on



Crl.O.P.No.29935 of 2024

board for consideration.

2. The incarceration of the petitioner being from 13.11.2024 pleading innocence on the part of the petitioner and false implication in the case, the learned counsel for the petitioner seeks indulgence of this Court. He would submit that, the petitioner being a Village Administrative Officer, is not having any authority with regard to the survey of the land. He further submits that the petitioner is ready to abide by any stringent condition that may be imposed by this court.

3. The case of the prosecution, as putforth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that the defacto complainant is having a property, for which, he approached the petitioner to make sub-division of the property and that, he demanded Rs.10,000/- from him. Thereafter, the petitioner was arrested on 13.11.2024 and major part of the investigation is over.

4. Having heard the learned counsel for the petitioner, the learned



Crl.O.P.No.29935 of 2024

Government Advocate (Criminal Side) for the respondent Police and perused the materials available on record, this court is inclined to grant bail to the petitioner with certain conditions and accordingly, the petitioner is ordered to be released on bail on his executing a bond for a sum of **Rs.15,000/- (Rupees Fifteen Thousand only)** with **two sureties**, each for a like sum to the satisfaction of the learned **Chief Judicial Magistrate, Tiruppur/Special Court under Prevention of Corruption Act** and on further conditions that:

[a] 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, everyday at 10.30 a.m., until further orders;

[c] the petitioner shall not abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness 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



Crl.O.P.No.29935 of 2024

WEB COPY

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 269 of B.N.S.

02.12.2024

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Crl.O.P.No.29935 of 2024

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To

1. The Chief Judicial Magistrate, Tiruppur/Special Court
under Prevention of Corruption Act.
2. The Inspector of Police,
Vigilance and Anti-Corruption Police Station,
Tiruppur.
3. The Superintendent,
District Jail, Tiruppur.
4. The Public Prosecutor,
High Court of Madras.



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Crl.O.P.No.29935 of 2024

A.D.JAGADISH CHANDIRA.,J.

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Crl.O.P.No.29935 of 2024

02.12.2024