



WEB COPY



CrI.O.P.No. 30925 of 2024

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 11-12-2024

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP NO. 30925 of 2024

S.Venkat Krishnan

..Petitioner(s) /A1

Vs

The State Rep By Its
The Inspector Of Police,

CCB-I, Chennai

Crime No. 211 of 2024.

..Respondent(s)

Criminal Original Petition filed u/s. 482 of BNSS Act, 2023 praying to enlarge the petitioner on anticipatory bail in the event of their arrest by the respondent police in Crime No. 211 of 2024 on the file of the respondent police.

For Petitioner(s): Mr.P. Chinnadurai

For Respondent(s): Mr.S.Santhosh

Government Advocate [Criminal Side]

--

ORDER

Apprehending arrest in connection with Crime No.211 of 2024 registered for the offences punishable under Sections 409 and 420 of IPC, 2023, the present petition has been filed seeking anticipatory bail.



WEB COPY

2. The case of the prosecution as per the de-facto complainant is that the petitioner/A1, who is an erstwhile partner in Drawing Designs Private Limited, had siphoned off the funds to the tune of Rs.1,39,61,350/- and later, he has also spoiled the name of the de-facto complainant and also threatened the de-facto complainant along with henchmen. Hence the complaint.

3. Pleading innocence on the part of the petitioners, false implication in the case, learned counsel for the petitioners seeks indulgence of this Court. He further submits that the petitioner and the de-facto complainant were partners, doing business altogether and later, the petitioner/A1 had come out from the partnership firm and started separate new company engaged in new interior work and thereby due to business motive, the de-facto complainant has given false complaint against the petitioner/A1. He would further submits that the respondent had issued summons to the petitioner for enquiry and the petitioner had appeared for enquiry. He would further submit that the petitioners are ready to abide by any stringent



condition that may be imposed by this court.

WEB COPY

4. The case of the prosecution, as put forth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of bail, is that the erstwhile partner/A1 had cheated the de-facto complainant to the tune of Rs..1,39,61,350/-. However, summons were issued by the respondent police to the petitioner for enquiry and the investigation is pending and therefore, he would object for grant of anticipatory bail to the petitioner.

5. Having heard the learned counsel for the petitioner and the learned Government Advocate (Crl. Side) for the respondent Police and perused the materials available on record, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions and accordingly, they 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 Metropolitan Magistrate, Special Court for CCB & CBCID, Egmore, on condition that the petitioner shall execute 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 respondent Police or the Police officer who intends to arrest or to the satisfaction of the said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b] the petitioner and the sureties shall affix his 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;

[c] the petitioner shall report before the respondent Police everyday at 10.30 a.m for a period of two weeks and thereafter, every Saturday at 10.30 am until further orders;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

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

[f] 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



WEB COPY



CrI.O.P.No. 30925 of 2024

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];

[g] If the accused thereafter absconds, a fresh FIR can
be registered under Section 269 of BNS.

11.12.2024

MSM
To

The Inspector Of Police,
CCB-I, Chennai
Crime No. 211 of 2024.

2.The Public Prosecutor, High Court, Madras.



WEB COPY



Crl.O.P.No. 30925 of 2024

A.D.JAGADISH CHANDIRA, J.

MSM

Crl.O.P.No.30925 of 2024

11.12.2024