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Crl.O.P.No.29091 of 2023

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C.V.KARTHIKEYAN, J.

The petitioners/A2 & A3 seek anticipatory bail in Crime No.961 of 2023 registered by the respondent Police for the offences punishable under Sections 406, 420 and 506(2) of IPC.

2. It is stated that the petitioners are A2 and A3. It is further stated that all the accused persons had insisted the defacto complainant to invest a sum of Rs.2/- lakhs for the whole sale business run by the first accused. They had not returned back the amount necessitating of lodging a complaint.

3. Taking all those factors into consideration, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions. Accordingly, the petitioners 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 on which the order copy made ready, before the **Judicial Magistrate, Tambaram**, on condition that the petitioner shall execute a separate bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) with two sureties each for



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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 anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioners 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 petitioners shall jointly deposit a sum of Rs.50,000/- to the credit of Crime No.961 of 2023 and the Learned Judicial Magistrate, Tambaram, may transfer that amount in interest earning Fixed Deposit and pass final orders on conclusion of trial.

[c] the petitioners shall report before the respondent police once in a week i.e., every Saturday at 10.30 a.m., for the period of three weeks and thereafter, as and when required for interrogation.

[d] the petitioners shall not tamper with evidence or witness either during investigation or trial.



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[e] the petitioners 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 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]**.

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

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