



CRL OP(MD) No.852 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Friday, the Nineteenth day of January Two Thousand and Twenty Four

PRESENT

The Hon`ble Mr.Justice M.DHANDAPANI

CRL OP(MD) No.852 of 2024

KAMATCHI

... PETITIONER / ACCUSED NO.6

Vs

THE INSPECTOR OF POLICE
CITY CRIME BRANCH,
MADURAI CITY,
MADURAI DISTRICT.
(CRIME NO.15 OF 2023)

... RESPONDENT / COMPLAINANT

For Petitioner : MR.S.T.SASIDHARAN TAMILKANI, Advocate

For Respondent : MR.P.KOTTAICHAMY, Govt. Advocate (CrI. Side)

For Intervenor : M/S.V.JEYARANI, Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

PRAYER:

FOR ANTICIPATORY BAIL IN CRIME NO. 15 OF 2023 ON THE FILE OF THE
RESPONDENT POLICE.



CRL OP(MD) No.852 of 2024

ORDER : The Court Made the following order :-

The petitioner/A6, who apprehends arrest at the hands of the respondent police for the alleged offence punishable under Sections 120(B), 406 and 420 IPC in Crime No.15 of 2023, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant, namely, one Vasanthi is a practicing Advocate in District Court. The accused persons approached the defacto complainant as if, they will secure job in the Court below and extracted a sum of Rs.49,00,000/- and thereafter, they failed to secure any job and also refused to return the amount. Hence, the defacto complainant preferred the present complaint.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and she has not committed any offence as alleged by the prosecution. He would further submit that the petitioner herein is working as Junior Bailiff in the Court below and A5 in this case is the brother of the petitioner herein. Due to that relationship, the petitioner also implicated in the present case. Therefore, the defacto complainant preferred the present false complaint and hence, he prayed to grant anticipatory bail to the petitioner.

4.The learned counsel appearing for the intervenor would submit that A1, who is working as a Driver in the District Court, extracted money from the defacto complainant as well as from one Gandhiammal, under the guise of securing a job at



CRL OP(MD) No.852 of 2024

the Subordinate Courts. A6, who is working as Junior Bailiff in the Subordinate Court, also colluded with A1, lured the defacto complainant for securing a job and extracted money and believing the sweet-coated words, the defacto complainant parted a sum of Rs.49 Lakhs to the accused persons. Thereafter, they failed to secure a job and also refused to return the amount. Hence, she vehemently opposed to grant anticipatory bail to the petitioner.

5.The learned Government Advocate (Crl.Side) appearing for the respondent Police would submit that investigation in this case is not yet completed.

6.It is alleged that the accused persons induced the defacto complainant and received huge amount from the defacto complainant for securing a job. It reveals that the accused persons, who are all employees of the Court below, received huge amount from the Advocates, which is heinous one and they are continuing their job till date, which is unbelievable. Despite FIR registered by the law enforcing agency, the Court below has not taken any action as against the erred employees. The offence committed by the accused persons is heinous one and hence, this Court is not inclined to grant anticipatory bail to the petitioner. Accordingly, these criminal

original petitions are dismissed. The learned Principal District Judge, Madurai is



CRL OP(MD) No.852 of 2024

hereby directed to take appropriate disciplinary proceedings against the accused persons, who are all employees in the Court below, as contemplated in Tamil Nadu Subordinate Service Rules and complete the same, within a period of six months from the date of receipt of a copy of this order.

sd/-
19/01/2024

/ TRUE COPY /

/01/2024
Sub-Assistant Registrar
(C.S.I /II /III /IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

GNS
TO

- 1 THE PRINCIPAL DISTRICT JUDGE,
MADURAI.
- 2 THE INSPECTOR OF POLICE
CITY CRIME BRANCH,
MADURAI CITY, MADURAI DISTRICT.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



CRL OP(MD) No.852 of 2024

WEB COPY

+1 CC to M/s.S.T.SASIDHARAN TAMILKANI, Advocate (SR-845[I] dated 19/01/2024)

ORDER
IN
CRL OP(MD) No.852 of 2024
Date :19/01/2024

PKP/JGB/SAR /23.01.2024/ 5P/5C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023