



CRL OP(MD). No.5180 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.5180 of 2024

1.Mohamed Ibramsha,

2.Sahul Hameed,

3.Sagabudeen,

... Petitioners/ Accused 37, 38 & 39

Vs

The Inspector of Police,
CCB, Madurai City,
Madurai District.
(Crime No.9 of 2024).

... Respondent/Complainant

For Petitioner : Mr.M.Mohamed Ibram Saibu, Advocate for
M/s.Ajmal Associates,

For Respondent : Mr.T.Senthilkumar,
Additional Public Prosecutor

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

PRAYER :-

For Anticipatory Bail in Crime No.9 of 2024 on the file of the Respondent Police.



CRL OP(MD). No.5180 of 2024

WEB COPY

ORDER : The Court made the following order :-

The petitioners, who apprehend arrest at the hands of the respondent police for the alleged offence punishable under Sections 120B, 420, 465, 468, 471 & 506(i) of IPC seek anticipatory bail.

2.The petitioners are the accused Nos.37,38 and 39. A complaint has been registered on account of a property dispute between the family members that one set of persons are claiming that the other set of persons have created a forged document. The petitioners are the subsequent purchasers of the disputed property in the year 2021.

3.The learned counsel appearing for the petitioners submits that the petitioners have not committed any offence as alleged by the prosecution and they have been implicated as accused that they are the subsequent purchasers of the disputed property.



CRL OP(MD). No.5180 of 2024

WEB COPY

4.The learned Additional Public Prosecutor admits that there is civil dispute between the petitioners and their vendors. Notice under section 41A of Cr.P.C was issued to the petitioners and the enquiry is under progress.

5.Considering the facts and circumstances of this case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6.Accordingly, this criminal original petition is allowed and 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 of receipt of a copy of this order, before the Judicial Magistrate Court No.I, Madurai on condition that the petitioners shall execute a bond for a sum of Rs.25,000/-(Rupees Twenty Five Thousand) with two sureties each for a like sum to the satisfaction of the learned Judicial Magistrate Court No.1, Madurai and on further conditions that:

- i. The petitioners and the sureties shall submit a copy of their Aadhaar Card or any other identity card issued by the Government in proof of their residence address;



CRL OP(MD). No.5180 of 2024

WEB COPY

- ii. The petitioners shall appear before the respondent police as and when required by the respondent police. They have to co-operate for the investigation.
- iii. The petitioners shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses. The petitioners shall be available for the trial as well.
- iv. On violation of any of the above conditions by the petitioners, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
03/04/2024

/ TRUE COPY /

/04/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

VRN

TO

1 THE JUDICIAL MAGISTRATE NO.I
MADURAI.



CRL OP(MD). No.5180 of 2024

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

3 THE INSPECTOR OF POLICE
CCB, MADURAI CITY, MADURAI DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.M/S.AJMAL ASSOCIATES, Advocate (SR-4176[I] dated
04/04/2024)

ORDER
IN

CRL OP(MD) No.5180 of 2024

Date :03/04/2024

SS/VR/SAR- /08/04/2024/5P/6C

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