



CRL OP(MD). No.6429 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 26/04/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.6429 of 2024

Muthu Thangappa

... Petitioner/Sole Accused

Vs

The Inspector of Police,
District Crime Branch Police Station (DCB),
Thanjavur District.
(Crime No.13/2024)..

... Respondent/Complainant

For Petitioner : Mr.S. Sankar, Advocate

For Respondent : Mr.M.Sakthi Kumar,
Government Advocate (CrI.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.13/2024 on the file of the Respondent Police.



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ORDER : The Court made the following order :-

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The petitioner, apprehending arrest at the hands of the respondent Police, in connection with a case in Crime No.13 of 2024, for the offence punishable under Sections 409 and 420 IPC, has filed this petition seeking anticipatory bail.

2. The case of the prosecution is that the Petitioner, who is working as an Assistant Post Master, Akkarapettai Branch has misappropriated the public money to the tune of Rs.3,19,600/-. Hence, the case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. However, he has paid the alleged misappropriated amount. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that the petitioner has swindled the public money. However, he fairly submitted that the petitioner has paid the alleged amount.



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5. Considering the facts and circumstances of the case and also considering the fact that the petitioner has paid the swindled money, this Court is inclined to grant anticipatory bail to the petitioner.

6. Accordingly, this Criminal Original Petition is ordered and the petitioner is ordered to be released on bail in the event of his arrest or on his appearance within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate on condition that

(i) the petitioner 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 District Munsif cum Judicial Magistrate, Orathanadu, Thanjavur District.

(ii) The petitioner 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;

(iii) The petitioner shall appear before the respondent police daily at 10.30a.m., for a period of sixty days, thereafter, shall appear before the respondent Police as and when required for interrogation. The petitioner has to co-operate for the investigation.



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(iv) The petitioner shall not misuse the liberty granted to him by indulging in any further offence and shall not tamper with the prosecution witnesses.

(v) On violation of any of the above conditions by the petitioner, the respondent police shall move an application for cancellation of the anticipatory bail.

sd/-
26/04/2024

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/05/2024
Sub-Assistant Registrar (CS -I/ II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PNM

TO

1. THE DISTRICT MUNSIF CUM JUDICIAL MAGISTRATE,
ORATHANADU, THANJAVUR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
THANJAVUR @ KUMBAKONAM.
- 3.THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH POLICE STATION (DCB),
THANJAVUR DISTRICT.
4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.



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+1 CC to M/s.S.SANKAR, Advocate (SR-4965[I] dated 26/04/2024)

ORDER

IN

CRL OP(MD) No.6429 of 2024

Date :26/04/2024

RK/JGB (02/05/2024) 5P / 6C

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