



CRL OP(MD). No.6913 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24.05.2024

PRESENT

The Hon`ble Mrs.Justice S.SRIMATHY

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Saravanaselvi

... Petitioner/ Accused No.3

Vs

State Represented through,
The Inspector of Police,
District Crime Branch,
Theni.
(Crime No.6 of 2024).

... Respondent/ Complainant

For Petitioner : Mr.M.Jerin Mathew, Advocate

For Respondent : Mr.S.Manikandan
Government Advocate [Crl. Side]

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

PRAYER :- For Anticipatory Bail in Crime No.6 of 2024 on the file of the Respondent Police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for



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the offences punishable under Sections 417, 468, 471, 420 & 120-B IPC, in Crime No.6
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of 2024 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner has cheated the de-facto complainant under the guise of getting her a job. Hence, the complaint.

3.The learned counsel appearing for the petitioner would submit that the petitioner is innocent and she has not committed any offence as alleged by the prosecution.

4.The learned Additional Public Prosecutor appearing for the respondent police would submit that the petitioner has cheated the defacto complainant and the investigation is going on, hence he prayed for dismissal of the anticipatory bail application.

5.The learned counsel appearing for the petitioner would submit that the petitioner is ready and willing to deposit a sum of Rs.10,00,000/- (Rupees Ten Lakhs Only).



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6.Taking into consideration the facts and circumstances of the case and also recording the submission of the learned counsel for the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

7.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate, Theni, 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 learned Magistrate concerned and on further conditions that:

[a]the petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and the Magistrate may obtain a copy of their Aadhaar card or bank pass book to ensure their identity.

[b]the petitioner shall report before the respondent police daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation.



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[C] the petitioner shall deposit a sum of Rs.10,00,000/- (Rupees Ten Lakhs only) in three installments to the credit of Cr.No.6 of 2024, on the file of the learned Judicial Magistrate, Theni, without prejudice to her contentions and rights before the trial Court. The petitioner shall pay the first installment of Rs.4,00,000/- (Rupees Four Lakhs only) on or before 03.06.2024, shall pay the second installment of Rs.3,00,000/- (Rupees Three Lakhs only) on or before 03.07.2024 and shall pay the third installment of Rs.3,00,000/- (Rupees Three Lakhs only) on 05.08.2024. Failing which, the respondent police is at liberty to file a petition before this Court for cancellation of anticipatory bail.

[d]the petitioner shall not tamper with the 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 is released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court



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in P.K.Shaji vs. State of Kerala [(2005)AIR SCW 5560].

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

sd/-
24/05/2024

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/05/2024

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

MR

TO

1. THE JUDICIAL MAGISTRATE, THENI.

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THENI.

3. THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH, THENI.

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

+1 CC to M/s.M.JERIN MATHEW, Advocate (SR-5825[I] dated 24/05/2024)

ORDER
IN

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Date :24/05/2024

RK/GS (29/05/2024) 5P / 6C

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