



CRL OP(MD). No.8210 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 06/06/2024

PRESENT

THE HON'BLE MR.JUSTICE B.PUGALENDHI

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1.M.Viji @ Vijayakumar,

2.Yogesh Kumar,

... Petitioners/ Accused 2 & 3

Vs

The Inspector of Police,
Thideer Nagar Police Station,
Madurai,
Crime No. 600 of 2019.

... Respondent/Complainant

For Petitioner : Mr.G.Radhakrishnan.
Advocate.

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

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

PRAYER :- For Anticipatory Bail in Crime No.600/2019 on the file of the respondent police

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 381, 406, 420, 120(B) and 506



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(ii) of IPC in Crime No. 600 of 2019, on the file of the respondent police, seek anticipatory bail.

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2.The case of the prosecution is that one Kamalakannan, who is A1 in Crime No.600 of 2019 was working as a Salesman in the Defacto complainant's Company and during his tenure, he failed to submit the collection amount to the defacto complainant. Therefore, the defacto complainant has lodged a complaint. Since the petitioners are the brothers of A1, they have been also arrayed as accused.

3.The learned counsel appearing for the petitioners submits that the petitioners are not aware of the whereabouts of A1. However, the defacto complainant on a misconception that A1 is in the custody of the petitioners has lodged a complaint.

4..The learned Additional Public Prosecutor appearing for the respondent submits that the investigation in this case is yet to be completed.

5.Considering the facts and circumstances of the case and the nature of offence, this Court is inclined to grant anticipatory bail to the petitioners.

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.V, Madurai on condition that the



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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 No.V, 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;
- ii. The petitioners shall appear before the respondent police once in a week on every Saturday at 5.00 p.m.
- iii. The petitioners shall not misuse the liberty granted to them 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/-
06/06/2024

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/06/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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VRN

TO

1 THE JUDICIAL MAGISTRATE NO.V,
MADURAI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, MADURAI DISTRICT.

3 THE INSPECTOR OF POLICE,
THIDEER NAGAR POLICE STATION, MADURAI.

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

ORDER IN

CRL OP(MD) No.8210 of 2024

Date :06/06/2024

SA/VR/SAR. /18.06.2024/4P/5C

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