



CRL OP(MD). No.8587 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 01/07/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN

CRL OP(MD). No.8587 of 2024

Vijayasarithi,

... Petitioner/ Accused 1

Vs

The Inspector of Police,
Theni Police Station,
Theni District
Cr.No.234/2024.

... Respondent/Complainant

For Petitioner : Mr.Maheswaran R,
Advocate.

For Respondent : Mr.R.M.Anbunithi,
Additional Public Prosecutor

PRAYER :- For Anticipatory Bail in Crime No.234 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner apprehending arrest at the hands of the respondent police in connection with Crime No.234 of 2024 for the offence under Sections 406, 420 and 120(b) of IPC, has filed this petition seeking anticipatory bail.

2.The case of the prosecution is that the petitioner and other accused have



CRL OP(MD). No.8587 of 2024

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entered into an unregistered sale agreement with the defacto complainant for a sum of Rs.6,00,000/- to an extent of 2198 Sq.ft. Thereafter, the defacto complainant paid Rs.6,05,000/- on various dates and the accused have not come forward to execute the sale deed and thereby, cheated the defacto complainant.

3.The learned counsel for the petitioner submits that the petitioner did not commit any offence as alleged by the prosecution and he has been falsely implicated in this case.

4.The learned Government Advocate (Crl. side) appearing for the respondent police strongly opposes for grant of anticipatory bail on the ground that the investigation is yet to be completed.

5.Considering the facts and circumstances of the case, the manner in which the investigation is conducted and also considering the nature of allegations and the fact that the said amount is not reflected in the account statement, this Court is inclined to grant anticipatory bail to the petitioner.

6.Accordingly, this Criminal Original Petition is allowed and the petitioner is ordered to be released on bail in the event of 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, Theni, on condition that the petitioner shall execute a bond for a sum of Rs.25,000/-(Rupees Twenty Five Thousand) with two sureties



CRL OP(MD). No.8587 of 2024

each for a like sum to the satisfaction of the learned Magistrate concerned and on further conditions that:

(i) 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;

(ii) The petitioner shall appear before the respondent police daily at 10.30 am until further orders. He has to co-operate for the investigation.

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

(iv) 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/-
01/07/2024

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/07/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

LS
TO
1 THE JUDICIAL MAGISTRATE,
THENI

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.8587 of 2024

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THENI DISTRICT.

3 THE INSPECTOR OF POLICE,
THENI POLICE STATION,
THENI DISTRICT

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

+1 CC to M/s.P.PRAVEENKUMAR, Advocate (SR-7345[I] dated 03/07/2024)

ORDER IN
CRL OP(MD) No.8587 of 2024
Date :01/07/2024

SA/VR/SAR. /10.07.2024/4P/6C

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