



CRL OP(MD). No.8745 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 14/06/2024

PRESENT

The Hon`ble Mr.Justice B.PUGALENDHI

CRL OP(MD). No.8745 of 2024

Selvam,

... Petitioner/ Accused No.3

Vs

The Inspector of Police,
Thiruchuli Police Station,
Virudhunagar District.
Cr.No.126 of 2023.

... Respondent/Complainant

For Petitioner : Mr.S. Manojkumar,
Advocate.

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

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

PRAYER :-

For Anticipatory Bail in Crime No.126 of 2023 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



CRL OP(MD). No.8745 of 2024

for the alleged offence punishable under Sections 120(b), 406 and 420 of IPC in Crime No.126 of 2023 on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the defacto complainant proposed to buy a second-hand lorry bearing Registration NO.TN 30 BR 8327 from A1, for which, he paid Rs.5,00,000/- as advance. While verifying the R.C. book, the complainant came to know that the vehicle was registered in Kerala. Thereafter, the defaco complainant requested for refund of the advance amount and the same was refused by the accused. Hence, the case.

3.The learned counsel appearing for the petitioner submits that the petitioner has not indulged in any offence as alleged by the prosecution and he has been falsely implicated in this case. He further submits that A1 and A2 have already been granted anticipatory bail by this Court.

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



CRL OP(MD). No.8745 of 2024

WEB COPY

5. Considering the nature of offence and A1 and A2 have already been granted anticipatory bail by this Court, 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, Thiruchuli, on condition that 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 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 a.m. for a period of two weeks and thereafter, as and when required for interrogation;



CRL OP(MD). No.8745 of 2024

WEB COPY

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.
The petitioner shall be available for the trial as well.

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/-
14/06/2024

/ TRUE COPY /

/06/2024

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

SJI
TO

1 THE JUDICIAL MAGISTRATE,
THIRUCHULI.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
VIRUTHUNAGAR DISTRICT AT SRIVILLIPUTHUR.

3 THE INSPECTOR OF POLICE
THIRUCHULI POLICE STATION,
VIRUDHUNAGAR DISTRICT.



CRL OP(MD). No.8745 of 2024

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

ORDER
IN
CRL OP(MD) No.8745 of 2024
Date :14/06/2024

SS/VR/SAR- /25/06/2024/5P/5C

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