



CRL OP(MD). No.9358 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )

Date : 05/07/2024

PRESENT

The Hon`ble Mr.Justice A.A.NAKKIRAN  
CRL OP(MD). No.9358 of 2024

Simson

... Petitioner/Sole Accused

Vs

The Inspector of Police,  
Watrap Police Station,  
Virudhunagar District.  
Crime No. 49/2024

... Respondent/Complainant

For Petitioner : M/s.M.Seenisulthan, Advocate.

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

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

PRAYER :-

For Anticipatory Bail in Crime No.49 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/Sole Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 417, 420, 294(b), and 506 (ii) of IPC, in Cr.No.49 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner is working at Union Office, Watrap and he has received a sum of Rs.3,25,000/- from the de-facto complainant by assuring that he would arrange Office Assistant job at Union Office to the daughter of the defacto complainant. Thereafter, he neither secured the job and nor repaid the



CRL OP(MD). No.9358 of 2024

amount. Thereby, he cheated the defacto complainant. Hence, the complaint.

WEB COPY

3.The learned counsel for the petitioner would submit that the petitioner is innocent and he has been falsely implicated in this case. He would further submit that the entire amount received by the petitioner was already paid to the defacto complainant. Hence, he prays for grant of anticipatory bail to the petitioner.

4.The learned Additional Public Prosecutor appearing for the respondent has also affirmed the submission made by the learned counsel for the petitioner.

5.Considering the facts and circumstances of the case and also considering the fact that the petitioner already paid the amount received from the defacto complainant, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6.Accordingly, the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.I, Srivilliputhur, Virudhunagar District, 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 respondent Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:



CRL OP(MD). No.9358 of 2024

WEB COPY

(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 Aadhar card or Bank pass Book to ensure their identity;

(b) the petitioner shall report before the respondent police as and when required for interrogation;

(c) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(d) the petitioner shall not abscond either during investigation or trial;

(e) 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 released on bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala [(2005) AIR SCW 5560]; and;

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-  
05/07/2024

/ TRUE COPY /

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



CRL OP(MD). No.9358 of 2024

TO

WEB COPY

1 THE JUDICIAL MAGISTRATE NO.I, SRIVILLIPUTHUR

2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,  
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTTUR.

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

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

ORDER  
IN

CRL OP(MD) No.9358 of 2024

Date :05/07/2024

RS/JGB/SAR-(16.07.2024) 4P 5C

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