



CRL OP(MD). No.10702 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 19/07/2024

PRESENT

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

CRL OP(MD). No.10702 of 2024

Sathishkumar,

... Petitioner/ Accused 1

Vs

The Inspector of Police,  
Andipatti Police Station,  
Theni District  
Crime No. 207/2022.

... Respondent/ Complainant

For Petitioner : Mr.A.R.Kannappan,  
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of B.N.S.S.

PRAYER :- For Anticipatory Bail in Crime No.207 of 2022 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 the alleged offence under Sections 408 and 420 IPC, in Crime No.207 of 2022 on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the defacto complainant is the Regional Manager of Indel Money Ltd. The petitioner and other accused have jointly misappropriated funds of Rs.4,49,519/- in Andipatty Branch. Hence, the complaint.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent and he has been falsely implicated in this case. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Additional Public Prosecutor appearing for the respondent police would submit that the petitioner and other accused misappropriated funds of Rs.4,49,519/- from the defacto complainant limited. Hence, he has strongly opposed to grant anticipatory bail to the petitioner. However, he would submit that in this case, the second accused has already been released on bail.

5. Considering the facts and circumstances of the case and also considering the fact that the co-accused has already been released on bail, 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, Andipatty 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



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Police or to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned and on further conditions that:

(a) the petitioner is directed to deposit a sum of Rs.50,000/- (Rupees Fifty Thousand only) to the credit of the said crime number within a period of two weeks without prejudice to his rights and contentions before the trial Court.

(b) 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;

(c) 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;

(d) the petitioner shall not tamper with 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 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;



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

sd/-  
19/07/2024

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

SKN  
TO

1 THE JUDICIAL MAGISTRATE,  
ANDIPATTI.

2 DO THROUGH THE CHIEF JUDICIAL  
MAGISTRATE, THENI DISTRICT.

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

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

+1 CC to M/s.A.R.KANNAPPAN, Advocate ( SR-8200[I] dated 22/07/2024 )



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ORDER  
IN  
CRL OP(MD) No.10702 of 2024  
Date :19/07/2024

SA/JGB/SAR. /30.07.2024/5P/6C

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