



CRL OP(MD). No.13779 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 22/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.13779 of 2024

Kutti Mariyappan,

... Petitioner/ Accused No.2

Vs

The Inspector of Police,
Vasudevanallur Police Station,
Tirunelveli District.
Cr.No.183 of 2016..

... Respondent/Complainant

For Petitioner : M/s.S.Baskar Muthuram,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec. 482 BNSS

PRAYER :-

For Anticipatory Bail in Crime No.183 of 2016 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/ A2, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 406, 420, 294(b) & 506(2) of IPC, in



CRL OP(MD). No.13779 of 2024

Cr.No.183 of 2016, seeks anticipatory bail.

WEB COPY

2.The case of the prosecution is that the petitioner tried to grab the property of the defacto complainant by cheating. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of allegations that the defacto complainant is alleging that it was not a outright sale, but it was a sale only for the purpose of security and also considering the fact that the petitioner is only the subsequent purchaser, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.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 Additional District Munsif Cum Judicial Magistrate, Sivagiri, 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:

(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;



CRL OP(MD). No.13779 of 2024

WEB COPY

(b)the petitioner shall report before the respondent police daily at 10.30 a.m, for a period of one week and thereafter, 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/-
22/08/2024

/ TRUE COPY /

/08/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

DSS
TO

1 THE ADDITIONAL DISTRICT
MUNSIF CUM JUDICIAL MAGISTRATE, SIVAGIRI.



CRL OP(MD). No.13779 of 2024

2 DO-THROUGH :

THE CHIEF JUDICIAL MAGISTRATE, THIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE
VASUDEVANALLUR POLICE STATION,
TIRUNELVELI DISTRICT.

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

+1 CC to M/s.S.BASKAR MATHURAM, Advocate (SR-10330[I] dated 23/08/2024)

ORDER

IN

CRL OP(MD) No.13779 of 2024

Date :22/08/2024

SS/GS/SAR- /30/08/2024/4P/6C

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