



CRL OP(MD). No.14105 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 28/08/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14105 of 2024

Ananth Babu,

... Petitioner/ Accused 1

Vs

The Inspector of Police,
DCB Thoothukudi,
Thoothukudi District,
Cr.No.14/2024.

... Respondent/ Complainant

For Petitioner : Mr.S.Vishnuvardhan,
Advocate.

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- To enlarge the petitioner/A1 on bail in the event of his arrest in connection with the case in C.C.No.413 of 2024 on the file of the learned Judicial Magistrate No.IV, Thoothukudi in Crime No.14 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner/ A1 who is facing trial for the offence under Sections 406 and 420 of I.P.C., in C.C.413 of 2024 on the file of the learned Judicial Magistrate No.IV, Thoothukudi in Crime No.14 of 2024 on the file of the respondent police, seeks anticipatory bail.



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2.The case of the prosecution is that the petitioner along with the other accused is said to have received a sum of Rs.5 lakhs from the defacto complainant for getting a job abroad. Lather, they cheated the defacto complainant.

3.Heard. Perused the materials available on record including the First Information Report.

4.Considering the fact that already the charge sheet has been filed without apprehending the petitioner and the case is now pending in C.C.No.413 of 2024 before the learned Judicial Magistrate No.IV, Thoothukudi and also considering the progress of the case, 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 on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate No.IV, Thoothukudi, 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 the police officer who intends to arrest or to the satisfaction of the learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and the sureties shall affix their photographs and Left Thumb



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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 trial Court on all hearing dates without fail.

[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].

[f] If the accused thereafter absconds, a fresh FIR can be registered under Section 229A IPC.

sd/-
28/08/2024

/ TRUE COPY /

/09/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



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SJI

TO

WEB COPY

1 THE JUDICIAL MAGISTRATE NO.IV,
THOOTHUKUDI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THOOTHUKUDI DISTRICT.

3 THE INSPECTOR OF POLICE,
DCB THOOTHUKUDI,
THOOTHUKUDI DISTRICT,

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

ORDER IN
CRL OP(MD) No.14105 of 2024
Date :28/08/2024

SA/VR/SAR. /11.09.2024/4P/5C

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