



CRL OP(MD). No.14584 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 02/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14584 of 2024

Malini @ Saimalini,

... Petitioner/Sole Accused

Vs

The Inspector of Police,
Aranthangi Police Station,
Pudukottai District.
Crime No. 311 of 2024.

... Respondent/Complainant

For Petitioner : M/s. Jameelarasu.B, Advocate.

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

PETITION FOR ANTICIPATORY BAIL UNDER SECTION 482 OF BNSS
PRAYER :-

For Anticipatory Bail in Crime No. 311 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



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respondent police for the offences punishable under Sections 296(b), 318(4) and 351(2) of BNS, 2023, in Crime No.311 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that in order to sent her husband to abroad, the petitioner has received a sum of Rs.3,30,000/- from the defacto complainant. Thereafter, no steps were taken by the petitioner. Thereby, she cheated the defacto complainant and her husband. Hence, the complaint.

3.Heard both sides.

4. Considering the nature of the allegations and considering the fact that the main accused, namely, Faisal Khan, who is involved in that business and the petitioner merely introduced and got involved in the monetary transactions, and also considering the argument of the petitioner that without prejudice to her contentions, the petitioner will deposit a sum of Rs.1,50,000/- to the credit of crime number, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.Accordingly, as undertaken, the petitioner shall pay a sum of Rs.1,50,000/- (Rupees One Lakh Fifty Thousand Only) to the credit of Crime No.311 of 2024, without prejudice to her rights and contentions before the trial Court and produce the receipt/acknowledgement before the learned Judicial Magistrate Court, Aranthangi, Pudukkottai District.

6.On production of such receipt, the petitioner is ordered to be released on bail



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in the event of arrest or on his appearance, within a period of two weeks from the date of receipt of a copy of this order, before the learned Judicial Magistrate Court, Aranthangi, Pudukkottai 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 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;

(b) the petitioner shall report before the respondent police daily at 10.30 am for a period of two weeks 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;

<https://www.mhc.tn.gov.in/judis>



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(f)if the accused thereafter absconds, a fresh FIR can be registered under Section

229-A IPC.

sd/-
02/09/2024

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

DSS

TO

1 THE JUDICIAL MAGISTRATE
ARANTHANGI, PUDUKOTTAI DISTRICT.

2 DO-THROUGH :
THE CHIEF JUDICIAL MAGISTRATE,
PUDUKOTTAI DISTRICT.

3 THE INSPECTOR OF POLICE
ARANTHANGI POLICE STATION,
PUDUKOTTAI DISTRICT.

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

+1 CC to M/s.B.JAMEELARASU, Advocate (SR-10789[I] dated 03/09/2024)



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ORDER
IN
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Date :02/09/2024

PSP/ SG /SAR /12.09.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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