



CRL OP(MD). No.14686 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 05/09/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.14686 of 2024

Mariya Antony Alex,

**... Petitioner/ Accused
(Rank Not Known)**

Vs

**The Inspector of Police,
District Crime Branch,
Tirunelveli District.
Crime No. 9 of 2024.**

... Respondent/Complainant

For Petitioner : M/s.Anand R., 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.9 of 2024 on the file of the Respondent police.



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ORDER : The Court made the following order :-

The petitioner/Accused, who apprehends arrest at the hands of the respondent police for the offence punishable under Section 420 of IPC, in Crime No.9 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and the other accused are said to have received a sum of Rs.8,75,000/- from the defacto complainant by giving a false promise that he would secure a job for the defacto complainant's son abroad. Thereafter, neither he secured the job nor repaid the amount. Hence, the complaint.

3.Heard both sides.

4. Considering the nature of the allegations against the petitioner and also considering the argument of the learned Council for the petitioner that without prejudice to his contentions, the petitioner will deposit a sum of Rs.5,00,000/- to the credit of crime number, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

5.Accordingly, as per the undertaking given by the learned counsel for the petitioner, the petitioner shall pay a sum of Rs.5,00,000/- (Rupees Five Lakhs Only) to the credit of Crime No.9 of 2024, without prejudice to his rights and contentions before the trial Court and produce the receipt/acknowledgement before the learned

Judicial Magistrate No.I, Tirunelveli.

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6. On production of such receipt, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of four weeks from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.I, Tirunelveli, 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 three 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;

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

229-A IPC.

sd/-

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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
NO.I TIRUNELVELI.

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

3 THE INSPECTOR OF POLICE
DISTRICT CRIME BRANCH,
TIRUNELVELI DISTRICT.

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

+1 CC to M/s.R.ANAND, Advocate (SR-11006[I] dated 06/09/2024)



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ORDER
IN
CRL OP(MD) No.14686 of 2024
Date :05/09/2024

PSP/ VR /SAR /24.09.2024/ 5P/ 6C

Madurai Bench of Madras High Court is issuing certified
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