



CRL OP(MD). No.16575 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 03/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.16575 of 2024

Karthikeyan

... Petitioner/ Accused No.1

Vs

State rep by,
The Sub Inspector of Police,
Aruppukottai Taluk Police Station,
Virudhunagar District.
(In Crime No.163 of 2024)

... Respondent

For Petitioner : Mr.R.Jegadeeshwaran,
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.163 of 2024 on /5the file of the respondent police.



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ORDER: The Court made the following order :-

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The petitioner/ A1, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 323, 506(i), 406, 420, 465 of IPC, in Cr.No.163 of 2024, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and the other accused received a sum of Rs.3,00,000/- from the defacto complainant by giving a false promise to secure job in abroad. Thereafter, neither they secured a job nor repaid the money. Hence, the complaint.

3.Heard both sides.

4.Considering the nature of the allegations in this case that the defacto complainant and the other victims have said to have parted with the money for going abroad and considering the argument of the learned counsel for the petitioner that the petitioner also wanted to go abroad and on 19.04.2022, he mortgaged his property to the defacto complainant out of money received has also deposited a sum of Rs.1,75,000/- to the account of the A2 and A2 is the person, who received all the



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money and has cheated the persons, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

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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 Judicial Magistrate Court, Aruppukottai, Virudhunagar 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 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;

(b) the petitioner shall report before the respondent police daily at 10.30 a.m, 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;



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(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/-

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/10/2024

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

DSS

TO

- 1 THE JUDICIAL MAGISTRATE,
ARUPPUKOTTAI, VIRUDHUNAGAR DISTRICT.
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE
VIRUDHUNAGAR DISTRICT AT SRIVILLIPUTHUR.
- 3 THE SUB INSPECTOR OF POLICE,
ARUPPUKOTTAI TALUK POLICE STATION,
VIRUDHUNAGAR DISTRICT.



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

+1 CC to M/s.R.JAGADEESHWARAN, Advocate (SR-12178[I] dated 04/10/2024)

ORDER
IN
CRL OP(MD) No.16575 of 2024
Date :03/10/2024

SS/VR/SAR- /18/10/2024/ 5P/6C

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