



CRL OP(MD). No.17636 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 17/10/2024

PRESENT

The Hon`ble Mr.Justice D.BHARATHA CHAKRAVARTHY

CRL OP(MD). No.17636 of 2024

K.Kaniraja

... Petitioner/3rd Accused

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
Theni Police Station,
Theni District.
Crime No.330/2024.

... Respondent/Complainant

For Petitioner : Mr.A. Joseph Jerry, 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.330 of 2024 on the file of the respondent
Police.



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ORDER: The Court made the following order :-

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The petitioner/A3, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 316(2) and 318(4) of BNS Act @ 316 (2), 318(4) and 180 of BNS Act comparative of Sections 406, 420 and 215 of IPC, in Crime No.330 of 2024, on the file of the respondent police, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and other accused received, in total 500 notes, Rs.1,07,500/- from the defacto complainant and they were not given the 2000/- notes and cheated the defacto complainant.

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

4.Considering the fact that the petitioner told the defacto complainant that he would change the old 500 rupees notes and considering the submission made by the learned counsel for the petitioner that the entire amount, which is alleged to have been cheated, has been recovered from the petitioner and the said fact has also been verified by the learned Additional Public Prosecutor, I am inclined to enlarge the petitioner on anticipatory bail, 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, Theni, on



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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 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.

[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].



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[f] If the accused thereafter abscond, a fresh FIR can be registered under Section

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229A IPC.

sd/-
17/10/2024

/ TRUE COPY /

/ 10 /2024

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

SJI

TO

1 THE JUDICIAL MAGISTRATE, THENI.

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

3 THE INSPECTOR OF POLICE,
THENI POLICE STATION, THENI DISTRICT.

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

ORDER
IN

CRL OP(MD) No.17636 of 2024

Date :17/10/2024

PSP/ MMS /SAR /29.10.2024/ 4P/ 5C

Madurai Bench of Madras High Court is issuing certified
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