



CRL OP(MD). No.18479 of 2024

WEB COPY BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

( Criminal Jurisdiction )

Date : 27/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.18479 of 2024

Chandresan

... Petitioner/ Accused No.1

Vs

The State of Tamil Nadu,  
The Inspector of Police  
District Crime Branch,  
Thoothukudi District.  
(Crime No.28 of 2024).

... Respondent/ Complainant

For Petitioner : Mr.K.Sudalaiyandi,  
Advocate.

For Respondent : Mr.B.Thanga Aravindh,  
Government Advocate (Crl.Side)

For Intervener : Mr.V.Maharajan, Advocate

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

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



**CRL OP(MD). No.18479 of 2024**

For Anticipatory Bail in Crime No.28 of 2024 on the file of the Respondent Police.

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ORDER : The Court made the following order :-

The petitioner / Accused No.1, who apprehends arrest at the hands of the respondent Police for the offences under Sections 406, 420, 120B, 294(b) and 506(i) of IPC in Crime No.28 of 2024, on the file of the respondent Police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant is running a business and he had supplied goods to the accused persons. Towards the same, some amount was due and payable to the defacto complainant to the tune of Rs.48,01,275/-. Since this amount was not paid, a police complaint came to be given before the respondent Police.

3. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Criminal Side) appearing for the respondent Police.

4. An attempt was made to amicably settle the dispute between the parties, however, the parties were not able to reach any settlement. Therefore, a mediation report has been filed to the effect that there was no agreement between the parties.



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5. Taking into consideration the facts and circumstances of the case and the nature of transaction between the parties, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

6. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on his appearance, within a period of fifteen days from the date of receipt of a copy of this order, 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 said Magistrate, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled;

[b] the petitioner shall report before the respondent police as and when required for interrogation;

[c] the petitioner shall not tamper with evidence or witness either during



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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 269 of BNS 2023.

sd/-  
27/11/2024

/ TRUE COPY /

/12/2024  
Sub-Assistant Registrar (CS-I / II /III/ IV)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TSG  
TO

1.THE JUDICIAL MAGISTRATE NO.IV. THOOTHUKUDI

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE, THOOTHUKUDI.

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



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

+1 CC to M/s.K.SUDALAIYANDI, Advocate ( SR-14665[I] dated 28/11/2024 )

ORDER  
IN  
CRL OP(MD) No.18479 of 2024  
Date :27/11/2024

RK/SKN (06/12/2024) 5P / 6C

Madurai Bench of Madras High Court is issuing certified copies in this format from  
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