



CRL OP(MD). No.18952 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Date : 05.11.2024

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH
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M.Suguna

... Petitioner / Accused

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
Cyber Crime Branch Police Station,
Tanjore District.
(Crime No.54 of 2024)

... Respondent/Complainant

For Petitioner : M/s.S.C.Herold Singh, Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :-

For Anticipatory Bail in Crime No.54/2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 406, 420 of IPC and 66(d) of the Information Technology Act, in Crime No.54 of 2024 on the file of the respondent police, seeks anticipatory bail.



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2. The case of the prosecution is that the accused persons had received totally a sum of Rs.14,77,000/- from the defacto complainant on the promise of investing the same but without investing the said amount, the accused persons allegedly cheated the defacto complainant. There are totally 9 accused persons in this case and the petitioner has been arrayed as A9.

3. Heard the learned counsel on either side and perused the material records of the case.

4. The learned Government Advocate (Criminal Side), on instructions, submitted that A1 to A8 were arrested in this case and later they were enlarged on bail by imposing conditions. A sum of Rs.7,50,000/- was recovered from them and it was paid to the defacto complainant. Insofar as the petitioner is concerned, the defacto complainant had transferred a sum of Rs.45,000/- to the account of the petitioner.

5. The learned counsel for the petitioner submitted that the petitioner has nothing to do with the alleged offences and she has been unnecessarily roped in this case.

6. Taking into consideration of the facts and circumstances of the case and also considering the fact that there is a material to show that a sum of Rs.45,000/- has been transferred to the account of the petitioner by the defacto complainant and



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considering the fact that A1 to A8 were arrested and released on bail and there are no bad antecedents, this Court inclined to grant anticipatory bail to the petitioner with certain conditions.

** 7. As stated supra, the defacto complainant is said to have transferred a sum of Rs.45,000/- to the account of the petitioner. It is brought to the notice of this Court that the petitioner has already remitted a sum of Rs.43,000/- directly to the account of the defacto complainant. This fact was also confirmed by the learned Government Advocate (Criminal Side).

*** 8. Accordingly, the petitioner is ordered to be released on anticipatory bail in the event of arrest or on her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the Judicial Magistrate No.I, Thanjavur, 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] 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] Deleted



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[c] the petitioner shall report before the respondent police every Monday at 10.30 a.m. for a period of 4 weeks and thereafter, as and when required for interrogation;

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial;

[e] the petitioner shall not abscond either during investigation or trial;

[f] 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

[g] if the accused thereafter absconds, a fresh FIR can be registered under Section 229-A IPC.

sd/-
05/11/2024

(*) (**) (***) Corrected as per order of Court dated 14.11.2024 in CRL OP(MD) No.18952 of 2024.

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15/11/2024

Sub-Assistant Registrar ()
Madurai Bench of Madras High Court,
Madurai - 625 023.

PAL



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- 1.The Judicial Magistrate No.I,
Thanjavur.
- 2.Do through the Chief Judicial Magistrate,
Thanjavur District at Kumbakonam.
- 3.The Inspector of Police,
Cyber Crime Police Station,
Thanjore District.
- 4.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

+1 CC to M/s.S.C.HEROLD SINGH, Advocate (SR-13668[I] dated 07/11/2024)

+1 CC to M/s.S.C.HEROLD SINGH, Advocate (SR-13918[I] dated 13/11/2024)

ORDER
IN
CRL OP(MD) No.18952 of 2024
Date :05/11/2024

ED/ SKN /SAR- (14/11/2024) 5P / 7 C

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