



CRL OP(MD). No.20511 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20511 of 2024

C.Santhi

... Petitioner/ Accused No.5

Vs

The Inspector of Police,
Kodaikanal Police Station,
Dindigul District.
(Crime No. 159 of 2023)

... Respondent/Complainant

For Petitioner : Mr.A.S.Abul Kalaam Azad, Advocate
for M/s. Spicy Law Firm,

For Respondent : Mr.A.Albert James, Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No. 159 of 2023 on the file of the Respondent police.

ORDER : The Court made the following order :-

The petitioner/accused No.5, who apprehends arrest at the hands of the respondent police for the offences punishable under sections 120B, 468, 471, 341, 294 (b) & 506(i) of IPC, in Crime No.159 of 2023 on the file of the respondent police, seeks



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anticipatory bail.

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2. The case of the prosecution is that the accused persons A1 to A3 created fraudulent documents and sold the subject property to the other accused persons. There are totally six accused persons and the petitioner has been arrayed as A5.

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

4. Taking into consideration the facts and circumstance of this case and considering the fact that this petitioner is only the subsequent purchaser and all the accused persons have already been granted anticipatory bail either by this Court or by Sessions Court, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions.

5. 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 Court - II, Kodaikanal, Dindigul 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 the police officer who intends to arrest or to the satisfaction of the said Magistrate, on further condition that:



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[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 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;

[f] if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
25/11/2024

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

SM



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TO

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1 THE JUDICIAL MAGISTRATE NO.II, KODAIKANAL, DINDIGUL DISTRICT.

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

3 THE INSPECTOR OF POLICE, KODAIKANAL POLICE STATION,
DINDIGUL DISTRICT.

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

+1 CC to M/s.SPICY LAW FIRM, Advocate (SR-14488[I] dated 25/11/2024)

ORDER
IN

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Date :25/11/2024

RS/VR/SAR-(05.12.2024) 4P 6C

Madurai Bench of Madras High Court is issuing
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