



CRL OP(MD). No.20943 of 2024

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 09/12/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20943 of 2024

Mohanakarthikeyan

... Petitioner/ Accused No.4

Vs

The Inspector of Police,
District Crime Branch,
Ramanathapuram District
Crime No. 15/2024

... Respondent/Complainant

For Petitioner : M/s.M.Ram Kumar, Advocate
For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Crime No.15 of 2024 on the file of the respondent Police.

ORDER : The Court made the following order :-

The petitioner/accused who apprehends arrest at the hands of the respondent police for the offences punishable under sections 409, 420 of I.P.C., in Crime No. 15 of 2024 on the file of the respondent police, seeks anticipatory bail.



CRL OP(MD). No.20943 of 2024

WEB COPY

2. The case of the prosecution is that A1 and A2 who were working as Manager and Assistant Manager in Muthoot Mini Fincorp had misused their office and taken away 18 gold pockets worth about Rs.44,31,435/- by entering bogus entries as if the debtors paid their debt and got back the gold that was pledged by them. There are totally four accused persons in this case and the petitioner has been arrayed as A4.

3. The anticipatory bail petition filed by the A9 and A12 CrI.O.P(MD) No.16625 of 2024 was dismissed as withdrawn by order, dated 04.10.2024. It is brought to the notice of this Court that A1 was arrested and later enlarged on bail. A2 and A3 filed the anticipatory bail petitions and the same was granted by this Court.

4. Heard the learned counsel appearing for the petitioner and the learned Government Advocate (CrI.Side) appearing for the respondent.

5. Taking into consideration of the facts and circumstances of the case and considering the earlier order passed by this Court in CrI.O.P(MD) No. 19676 dated 21.11.2024 granting anticipatory bail to A2, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions:

6. Accordingly, this criminal original petition is ordered and 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.II, Ramanathapuram, on condition that the



CRL OP(MD). No.20943 of 2024

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 fail to surrender before the said Magistrate within a period of fifteen days, this order shall stand automatically cancelled.

[b] 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.

[c] the petitioner shall report before the respondent police 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;



CRL OP(MD). No.20943 of 2024

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

sd/-
09/12/2024

/ TRUE COPY /

/12/2024

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

PNM

TO

- 1 THE JUDICIAL MAGISTRATE NO.II, RAMANATHAPURAM.
- 2 DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
RAMANATHAPURAM DISTRICT.
- 3 THE INSPECTOR OF POLICE, DISTRICT CRIME BRANCH,
RAMANATHAPURAM DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN

CRL OP(MD) No.20943 of 2024
Date :09/12/2024

RS/SKN/SAR-(16.12.2024) 4P 5C
Madurai Bench of Madras High Court is issuing
certified copies in this format from 17/07/2023