



CRL OP(MD). No.20849 of 2024

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 29/11/2024

PRESENT

The HONOURABLE MR. JUSTICE N.ANAND VENKATESH

CRL OP(MD). No.20849 of 2024

B. Nainar,

... Petitioner/1st Accused

Vs

The State of Tamil Nadu,
Rep by the Inspector of Police,
District Crime Branch,
Thanjavur District.
Crime No. 20/2024

... Respondent/Complainant

For Petitioner : Mr.R.J.Karthick,
Advocate.

For Respondent : Mr.S.Ravi,
Additional Public Prosecutor

PETITION FOR BAIL Under Sec.483 of BNSS

PRAYER :- For Bail in Crime No. 20 of 2024 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner / Accused No.1, who was arrested and remanded to judicial custody on 08.10.2024 for the offence under Sections 406 and 420 of IPC in Crime

NO.20 of 2024 on the file of the respondent Police, seeks bail.

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



CRL OP(MD). No.20849 of 2024

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2. The case of the prosecution is that Accused No.1 assured a job for the son of the defacto complainant in the Tamil Nadu Electricity Board through Accused No.2 for which, a total sum of Rs.16,00,000/- was received, out of which, the petitioner (Accused No.1) received a sum of Rs.5,40,000/-. After receiving the amount, the defacto complainant was cheated and the amount was also not returned back to the defacto complainant. There are totally four accused persons in this case and the petitioner has been arrayed as Accused No.1

3. Heard the learned counsel appearing for the petitioner and the learned Additional Public Prosecutor appearing for the respondent Police.

4. Taking into consideration the facts and circumstances of the case and considering the allegations that have been made against the accused persons and also considering the fact that the petitioner has suffered incarceration from 08.10.2024 and there are no previous cases against the petitioner, this Court is inclined to grant bail to the petitioner subject to the following conditions.

5. Accordingly, the criminal original petition is ordered and the petitioner is ordered to be released on bail on executing 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 learned Judicial Magistrate No.II, Thanjavur and on further conditions that:-

[a] the sureties shall affix their photographs and Left Thumb Impression in the



CRL OP(MD). No.20849 of 2024

WEB COPY

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 every Monday and Friday at 10.30 a.m., until further orders.

[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].

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

sd/-
29/11/2024

/ TRUE COPY /

/11/2024
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.



CRL OP(MD). No.20849 of 2024

TSG

TO

WEB COPY

1 THE JUDICIAL MAGISTRATE NO.II,
THANJAVUR.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, THANJAVUR DISTRICT AT KUMBAKONAM.

3 THE OFFICER INCHARGE,
SUB JAIL, THANJAVUR.

4 THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH, THANJAVUR DISTRICT.

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

+1 CC to M/s.R.J.KARTHICK, Advocate (SR-14693[I] dated 29/11/2024)

ORDER IN
CRL OP(MD) No.20849 of 2024
Date :29/11/2024

SA/SAR. /29.11.2024/4P/7C

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