



WEB COPY



Crl.O.P.No.171 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **24-01-2025**

CORAM

THE HONOURABLE MR JUSTICE A.D.JAGADISH CHANDIRA

CRL OP NO. 171 of 2025

Bharath Kumar

Petitioner(s)

Vs

The State represented by,
The Inspector of Police,
Virugambakkam Police Station,
Koyambedu Police District,
Chennai.
Crime No.490 of 2023

Respondent(s)

For Petitioner(s):

Mr.T.Balaji

For Respondent(s):

Mr.S.Santhosh

Government Advocate (Crl.Side)

ORDER

Apprehending arrest in connection with Crime No.490 of 2023 registered for the offences punishable under Sections 406, 420, 294(4) and 506(i) of Indian Penal Code, 1860, the present petition has been filed seeking anticipatory bail.

2. Pleading innocence on the part of the petitioner, false implication in



Crl.O.P.No.171 of 2025

the case, learned counsel for the petitioner seeks indulgence of this court. He

would submit that the petitioner has not induced the defacto complainant under the guise of getting job and that he is only a friend of co-accused, other the that he has not committed any offence. He would further submit that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

3. The case of the prosecution as putforth by the learned Government Advocate (Criminal Side) appearing for the respondent police, opposing for grant of anticipatory bail is that, A-1 induced the defacto complainant on the assurance of getting Government Job, received to the tune of Rs.11 lakhs, later cheated the defacto complainant. He would submit that all the accused are absconding and that the petitioner/A-2 is the friend of A-1. He would submit that a relative of A-1 has given a cheque to the tune of Rs.5 lakhs and the same was dishonoured for want of funds. He would submit that when the defacto complainant asked for the return of money, the accused threatened with dire consequences.

4. Having heard the learned counsel for the petitioner, the learned Government Advocate (Criminal Side) for the respondent Police, and perused the materials available on record, this court is inclined to grant anticipatory bail



Crl.O.P.No.171 of 2025

to the petitioner with certain conditions.

WEB COPY

5. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned **XXIII Metropolitan Magistrate, Saidapet, Chennai**, on condition that the petitioner shall execute a bond for a sum of **Rs.15,000/- (Rupees Fifteen 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 learned Magistrate concerned, failing which, the petition for anticipatory bail shall stand dismissed and 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 shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter, on every Saturday 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;

A.D.JAGADISH CHANDIRA, J.

dsn



Crl.O.P.No.171 of 2025

[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 B.N.S.

24.01.2025

dsn

Crl.O.P.No.171 of 2025

24.01.2025