



Crl O.P.No.7731 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED:28.03.2025

CORAM

THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP NO. 7731 of 2025

Kalaiselvi

Petitioner

Vs

The State Rep by,
The Inspector of Police,
Omerabad Police Station,
Thirupathur District.
(Crime No.372 of 2024)

Respondent

Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 to enlarge the petitioner/Accused on
anticipatory bail in the event of arrest in Crime No. 372 of 2024 pending
on the file of the respondent police.

For petitioner : M/s.T Saravanan
For Respondent : Mr.S.Santhosh
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehend arrest at the hands of the
respondent police for the offences punishable under Sections 408 and
413 of IPC, in Crime No.372 of 2024, on the file of the respondent
police, seek anticipatory bail.



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2. The case of the prosecution is that the petitioner, along with the other accused, fabricated fake challans and had stolen around 29,283 sq.ft. of foam, worth about Rs. 49,06,634/-.

3. The learned counsel for the petitioner submitted that the petitioner has been falsely implicated in this case, that the co-accused were arrested and released on bail, that the petitioner has no bad antecedents, and in any case, custodial interrogation of the petitioner is not required and sought anticipatory bail.

4. The learned Government Advocate (Crl.Side) appearing for the respondent police submitted that the petitioner has no bad antecedents and substantial portion of the stolen property was recovered and that the petitioner was implicated on the confession of the co-accused.

5. In view of the above said submissions, considering the nature of the allegations, the co-accused were arrested and released on bail, that the petitioner has no bad antecedents; that most of the stolen property was recovered and since custodial interrogation of the petitioner



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is not required, this Court is inclined to grant anticipatory bail to the petitioner, subject to the following conditions.

6. Accordingly, the petitioner is ordered to be released on 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 **learned Judicial Magistrate, Ambur**, 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, failing which, the petition for anticipatory bail shall stand dismissed and 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] the petitioner shall report before the respondent police everyday at 10:30 a.m., until further orders.

[c] the petitioner shall not tamper with evidence or witness either during investigation or



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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 B.N.S.

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To:

1. The Inspector of Police,
Omerabad Police Station,
Thirupathur District..
2. The Judicial Magistrate, Ambur
3. The Public Prosecutor,
Madras High Court.



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SUNDER MOHAN, J.

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