



Crl.OP.No.8584 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

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DATED : 24.03.2025

CORAM

THE HON'BLE MR. JUSTICE SUNDER MOHAN

Crl.O.P.No.8584 of 2025

Muthuvel

.. Petitioner

Vs.

The State rep by
The Inspector of Police,
District Crime Branch,
Chengalpattu District.
(Crime No.01 of 2025)

.. Respondent

PRAYER: Criminal Original Petition filed under Section 483 of BNSS,
pleaded to enlarge the petitioner on bail, in connection with the Crime
No.01 of 2025, pending investigation on the file of the respondent Police.

For Petitioner : M/s.K.S.Arumugam

For Respondent : Ms.J.R.Archana
Government Advocate(Crl.Side)

For Intervenor : Mr.P.Dinesh Kumar

ORDER

This Criminal Original Petition has been filed by the petitioner, who
was arrested and remanded to judicial custody on 13.02.2025, seeking bail



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in Crime No.01 of 2025 registered for the offence under Sections 403, 405
409, 420, 467, 468 & 471 of IPC

2. The case of the prosecution is that the petitioner's brother was working as an Accountant in the defacto complainant's company; that he had misappropriated a sum of Rs.3 Crores by transferring amounts from the company's account to his account in a span of four years, before he resigned from the company; that the petitioner had purchased some properties in the name of his wife and transferred some funds to her account, and to this petitioner.

3. The Learned counsel appearing for the petitioner submitted that the allegations are false and he has been falsely implicated in this case; that the petitioner was in custody from 13.02.2025 and that in any case, further custody of the petitioner is not required and hence, he may released on bail.

4. The learned counsel appearing for the defacto complainant opposed the grant of bail to the petitioner and submitted that the seven

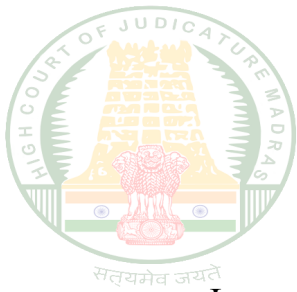


properties purchased by petitioner in favour of his wife have been identified.

5. Learned Government Advocate (Crl.Side) appearing for the respondent police, while opposing for grant of bail to the petitioner, reiterated the prosecution case and submitted that a sum of Rs.8,00,000/- was transferred to the account of the petitioner/second accused from the misappropriated amount.

6. Considering the aforesaid facts, the nature of allegations, period of incarceration, and since further custody of the petitioner is not required for the purpose of investigation, this Court is inclined to grant bail to the petitioner with certain conditions.

7. Accordingly, the petitioner is ordered to be released on bail on his executing 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 **Judicial Magistrate No.II, Chengalpattu**, and on further conditions that:



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[a] 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 abscond either during investigation or trial;

[d] the petitioner shall not tamper with evidence or witness 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 B.N.S.

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Index : Yes / No

Internet : Yes / No

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To

1.The Inspector of Police,
District Crime Branch,
Chengalpattu District.

2.The Judicial Magistrate No.II,
Chengalpattu.

3.The Superintendent of Prison,
District Jail, Chengalpattu.

4.The Public Prosecutor,
High Court, Madras.



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SUNDER MOHAN, J.
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