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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 28-04-2025

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THE HONOURABLE MR JUSTICE SUNDER MOHAN

CRL OP No. 12854 of 2025

S.Baskaran — Petitioner(s)

Vs

The State Represented by,
The Station House Officer,
Vigilance Anti-Corruption Police Station,
Puducherry.
(Crime No.3 of 2025) — Respondent(s)

For Petitioner(s) : Mr.R.Vinoth

For Respondent(s) : Mr.M.V.Ramachandra Murthy,
Additional Public Prosecutor

PRAYER To enlarge the petitioner on anticipatory bail in the event of his arrest by the respondent in Crime No.3 of 2025 on the file of the Respondent.

ORDER

The petitioner, who apprehends arrest at the hands of the respondent for the offences punishable under Sections 7, 13(1)(b) of Prevention of Corruption Act in Crime No.3 of 2025, on the file of the respondent Police, seeks anticipatory bail.

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2. The case of the prosecution is that the petitioner is working as Sub-Inspector of Police and received a bribe amount of Rs.2,000/- from the defacto complainant for doing a favour to the defacto complainant.

3. Learned counsel appearing for the petitioner submitted that the allegations are false; that though the occurrence is said to have taken place on 14.02.2025, the FIR was registered on 28.03.2025; that the allegations are borne out by records; that the petitioner had now been suspended from service and he is ready to abide by any conditions that may be imposed by this Court.

4. Learned Additional Public Prosecutor (Puducherry) appearing for the respondent police submitted that there is a prima facie case against the petitioner; that there is CCTV footage to show that the petitioner received Rs.2,000/- kept in a news papers; that he took the cash and kept it in his shirt pocket in the evening; and that the petitioner has now suspended from service.

5. Heard the learned counsel for the petitioner, the learned Government Advocate (Criminal Side) appearing for the respondent police and perused the materials available on record.

6.Considering the fact that the allegations are borne out by records, the petitioner had now been suspended from service and since the custodial

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interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner on certain conditions.

7. 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 **Principal District Judge (Special Court under Prevention of Corruption Act), Puducherry** on condition that the petitioner shall execute a bond for a sum of **Rs.10,000/- (Rupees Ten Thousand only) with two sureties** 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] 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 stay at Yanam and report Yanam Police Station, daily at 10.30 a.m., until further orders.**

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SUNDER MOHAN J.

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[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 B.N.S.

(g) It is needless to say that the petitioner's indulgence in any such activities in future, the respondent is entitled to move the petition for cancellation;

drl **28-04-2025**

To
1. The Station House Officer,
Vigilance Anti-Corruption Police Station,
Puducherry.
2. The Public Prosecutor,
High Court, Madras.

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