



Crl.O.P.No.13415 of 2025

WEB COPY

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 23.06.2025

CORAM

THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN

Crl.O.P.No.13415 of 2025
and W.M.P No.10384 of 2025

P.Harish

... Petitioner

Vs.

State rep. by
The Assistant Commissioner of Police
City Crime Branch-1
CCB Police Station
Coimbatore.

... Respondent

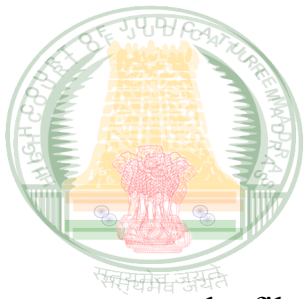
PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioner on bail in the event of his arrest by the respondent police in Crime No.5 of 2025 pending investigation on the file of the respondent police.

For Petitioner : Mr.V.Arunkumar

For Respondent : Mr.R.Vinothraja
Government Advocate (Crl.Side)

ORDER

The petitioner, who apprehends arrest for the alleged offences under Sections 316(2), 318(4), 351(2) & 61(2) of BNS, 2023, in Crime No.5 of 2025,



Crl.O.P.No.13415 of 2025

on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused approached the de-facto complainant for making investment in their business. Believing the words of the accused, the de-facto complainant had paid a sum of Rs.1,46,25,000/- through bank transaction and subsequently, the accused cheated the de-facto complainant without paying any amount. Hence the complaint.

3. The learned counsel appearing for the petitioner submits that the petitioner is an innocent person and he has not committed any such offence as alleged by the prosecution. However, on instructions, the learned counsel further submits that the petitioner is ready and willing to abide by any conditions that may be imposed by this Court and hence, he prays to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police submitted that there are totally three accused in this case in which, the petitioner is arrayed as A3 and the petitioner is none other than the son of the 1st accused. He further submitted that A1 to A3 had jointly taken the investments from several persons including the de-facto complainant for more



Crl.O.P.No.13415 of 2025

than Rs.3 crores. Hence, he opposed for grant of anticipatory bail to the petitioner.

5. Heard both sides and perused the materials available on record.

6. The petitioner/A3 is none other than the son of the 1st accused.

However, he did not involve in the offence directly. Therefore, the custodial interrogation of the petitioner does not require in this case.

7. Taking note of the facts and circumstances of the case, nature of allegations, submissions made by the learned counsels on either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

8. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, within a period of fifteen (15) days from the date of receipt of a copy of this order, before the ***learned Judicial Magistrate, CCB, Coimbatore***, 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 learned Magistrate concerned and on further condition that:



Crl.O.P.No.13415 of 2025

WEB COPY

[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 daily at 10.30 a.m for a period of two weeks and thereafter, as and when required for further interrogation;

[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 of B.N.S.

Consequently, connected miscellaneous petition is closed.

23.06.2025

uma



Crl.O.P.No.13415 of 2025

WEB COPY

Note :

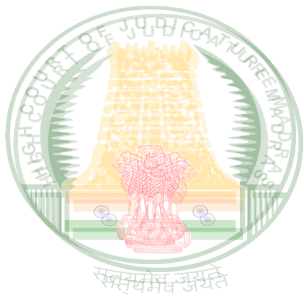
1. Registry is directed to forthwith upload this order in the Official Website of this Court.
2. All concerned to act on this order being uploaded in Official Website of this Court without insisting on certified hard copies. To be noted, this order when uploaded in the official website of this Court will be watermarked and will also have a QR code.

To

1. The Judicial Magistrate, CCB, Coimbatore,
2. The Assistant Commissioner of Police
City Crime Branch-1
CCB Police Station
Coimbatore.
3. The Public Prosecutor,
High Court of Madras.

G.K.ILANTHIRAIYAN, J.

uma



WEB COPY



Crl.O.P.No.13415 of 2025

**Crl.O.P.No.13415 of 2025
& Crl.M.P No.10384 of 2025**

23.06.2025