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Crl.OP.No.14051 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 21.05.2025

CORAM

THE HONOURABLE MR.JUSTICE N.SENTHILKUMAR

Crl.OP.No.14051 of 2025

Valarmathi

... Petitioner/A4

Vs.

State rep. by
The Inspector of Police,
District Crime Branch,
Namakkal.
(In Cr.No. 16 of 2024)

... Respondent

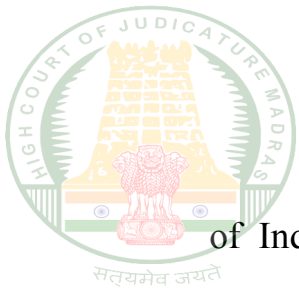
Prayer: Criminal Original Petition filed under Section 483 of BNSS 2023, to enlarge the petitioner on bail in the event of her arrest or surrender in Crime No. 16 of 2024 pending investigation on the file of Respondent Police

For petitioner : Mr.Janarth Kumar

For Respondent : Mr.A.Gopinath
Government Advocate (Crl.Side)

ORDER

The petitioner/A4, who apprehends arrest at the hands of the respondent police for the offence punishable under Section 419, 467 & 420



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of Indian Penal Code, 1860 in Crime No.16 of 2024 on the file of the

respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the Accused 1 and 2 have impersonated themselves as the legal heirs of one Muthagounder and fraudulently obtained a legal heir certificate and patta. Using the said fabricated legal heir certificate and patta, they sold the property of one Muthagounder to 3rd accused who in turn sold the said property to the petitioner/A4 . Hence, the present case.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and has not committed any offence as alleged by the prosecution. He also submitted that the co-accused has already been granted bail by the Court. He further submitted that the petitioner is ready to abide by any conditions that may be imposed by this Court, and therefore, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent, while opposing the grant of bail to the petitioner, reiterated the prosecution case.



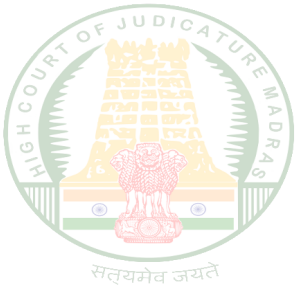
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5. Heard the learned counsel for the petitioner, the learned Government Advocate (Criminal Side) appearing for the respondent police and perused the materials available on record.

6. Considering the aforesaid fact, nature of allegations and since the custodial 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 **Judicial Magistrate Court, Paramathi**, 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



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their Aadhar card or Bank pass Book to ensure their identity;

[b] the petitioner shall report before the concerned Magistrate on every Monday to Friday at 10.30 a.m., and before the respondent Police on every Saturday and Sunday 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;

[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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Index : Yes/No
Speaking Order/Non Speaking Order
Neutral Citation: Yes/No
Internet: Yes/No
rpl



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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 Court, Paramathi

2.The Inspector of Police,
District Crime Branch,
Namakkal.

3.The Public Prosecutor,
Madras High Court, Chennai.



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N.SENTHILKUMAR, J.

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