



Crl.O.P.No.14374 of 2025

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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **08.05.2025**

CORAM

THE HONOURABLE **MRS.JUSTICE L.VICTORIA GOWRI**

CRL.O.P.No.14374 of 2025

M.Nagaraj

... Petitioner

Versus

The State rep by,
The Inspector of Police,
Sivagiri Police Station,
Erode District.
(Crime No.90 of 2025)

.. Respondent

Prayer:- Criminal Original Petition filed under Section 482 of BNSS Act, to enlarge the petitioner on anticipatory bail in the event of his arrest by the respondent police pending investigation in Crime No.90 of 2025 on the file of the respondent police.

For Petitioner : Mr.A.Kanaka Velappan

For Respondent : Dr.C.E.Pratap
Government Advocate (Crl. Side)



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ORDER

The petitioner, apprehends arrest for the alleged offences under Section 179 of BNS Act, in Crime No.90 of 2025, on the file of the respondent police, seek anticipatory bail.

2. The case of the prosecution is that the petitioner along with other accused deposited counterfeit notes in the Indian Overseas Bank ATM. Hence, the complaint.

3.The learned counsel appearing for the petitioner would submit that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution.

4.The learned Government Advocate (Criminal Side) appearing for the respondent police would submit that petitioner along with other accused deposited counterfeit notes in the Indian Overseas Bank ATM. Hence, he opposed to grant anticipatory bail to the petitioner.



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5. Taking into consideration the facts and circumstances of the case and also considering the submissions made on either side, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. 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 ***District Munsif Cum Judicial Magistrate, Kodumudi, Erode District*** 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:

[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., for a period of one month and thereafter, as and when required for further interrogation;

[c] the petitioner shall not abscond either during investigation or trial;



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[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.

08.05.2025

sma/anu

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.



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To

1. District Munsif Cum Judicial Magistrate, Kodumudi, Erode District.
2. The Inspector of Police,
Sivagiri Police Station,
Erode District.
3. The Public Prosecutor,
High Court of Madras.



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L.VICTORIA GOWRI, J.

Sma/Anu

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