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CRL OP No. 15944 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 14-07-2025

CORAM

THE HONOURABLE MR JUSTICE G.K. ILANTHIRAIYAN

CRL OP No. 15944 of 2025

Sheik Mohammed

Petitioner(s)

Vs

The State represented by
The Inspector of Police, Central Crime
Branch - III, Kama-6 Land Grabbing
Investigation Unit-II, Veperi, Chennai -
600 007, Crime No.55 of 2014

Respondent(s)

PRAYER Criminal Original Petition filed under Section 483 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on anticipatory bail in the event of his arrest in the above Crime No.55 of 2014 on the file of The Inspector of Police, Central Crime Branch - III, Kama-6, Land Grabbing Investigation Unit-II, Veperi, Chennai – 600 007.

For Petitioner(s): Mr.K.Ravikumar

For Respondent(s): Mr.Leonard Arul Joseph Selvam
Government Advocate (Crl.Side)



ORDER

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The petitioner who apprehends arrest for the alleged offence punishable under Sections 419, 420, 465, 467, 468 and 471 r/w 120B of IPC in Crime No.55 of 2014, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner alleged to have illegally dealt with a portion of the lands comprised in Survey No.136/1 on the strength of the General Power executed by the defacto complainant. Hence, the case.

3.The learned counsel appearing for the petitioner submitted that the petitioner has not committed any offence as alleged by the prosecution. However, on instructions, he further submits that the petitioner, without prejudice to his rights, is ready to abide any condition imposed by this Honourable court. Hence, he prays to grant anticipatory bail to the petitioner.

4.The learned Government Advocate (Crl. Side) appearing for the



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respondent police, while opposing the grant of anticipatory bail to the petitioner, reiterated the prosecution case and submitted that the petitioner alleged to have illegally dealt with a portion of the lands comprised in Survey No.136/1 on the strength of the General Power executed by the defacto complainant. Hence, he opposed for grant of anticipatory bail to the petitioner.

5. Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for the respondent and also perused the materials available on record.

6. Considering the submissions made on either side; nature of allegation; and since custodial interrogation of the petitioner is not required for the purpose of investigation, this Court is inclined to grant anticipatory bail to the petitioner subject to the following conditions:

(a) Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his/her appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the **Chief Metropolitan**



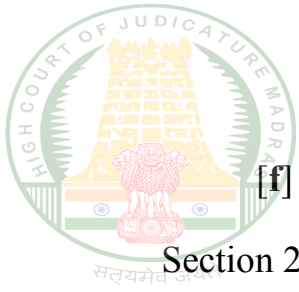
Magistrate Court, Egmore, Chennai-8 on condition that the petitioner shall execute a bond for a sum of Rs.10,000/- (Rupees ten thousand only), with two sureties, each for a like sum to the satisfaction of the respondent police or the police officer who intends to arrest or to the satisfaction of the said Magistrate, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[b] the petitioner shall report before the respondent everyday at 10:30 a.m., for a period of two weeks and thereafter as and when required for interrogation;

[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 BNS.

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gbi

Index: Yes/No

Speaking/Non-speaking order

Internet: Yes

Neutral Citation: Yes/No



To
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1. The State represented by
The Inspector of Police, Central Crime
Branch - III, Kama-6 Land Grabbing
Investigation Unit-II, Veperi, Chennai -
600 007, Crime No.55 of 2014
2. The Chief Metropolitan Magistrate
Court, Egmore, Chennai-8.
3. The Public Prosecutor,
High Court of Madras, Madras.



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G.K.ILANTHIRAIYAN J.

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