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CrI.O.P.No.17350 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 27.06.2025

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THE HONOURABLE MR JUSTICE M.NIRMAL KUMAR

CrI.O.P.No.17350 of 2025

Sasikanth Salapathi

... Petitioner

Vs

The Inspector of Police (Cyber Crime),
Cyber Crime Department,
SP Office, 43MH + GPJ, MIN Nagar,
Ariyalur District,
Ariyalur – 621704.
Cr.No.6/2025.

... Respondent

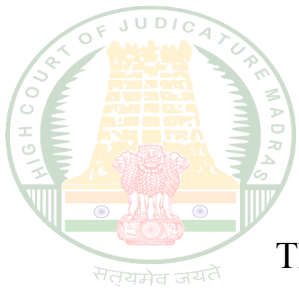
PRAYER: Criminal Original Petition filed under Section 482 of Bharatiya
Nagarik Suraksha Sanhita, 2023 praying to enlarge the petitioner on
Anticipatory Bail in the event of his arrest, pending investigation in Crime
No.6/2025 on the file of the respondent Police Cyber Crime Police, Ariyalur
District.

For Petitioner : Mr.K.Naveen Aravindan

For Respondent : Mr.R.Vinothraja

Government Advocate (Criminal Side)

ORDER



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The petitioner, who apprehends arrest at the hands of the respondent Police for the offences punishable under Section 318(4) of BNS, 2023 and Section 66D of Information Technology Act, 2000 in Crime No.6 of 2025, on the file of the respondent Police, seeks anticipatory bail.

2.The case of the prosecution is that A1 was running a company in the name of MVR Infotech Private Limited for the purpose of arranging loan. In the guise of arranging loan, the accused called the defacto complainant over phone and received Rs.49,000/- through Gpay as processing fee for arranging loan, but thereafter failed to do so. Hence, the complaint.

3.The learned counsel for petitioner submits that the petitioner is an innocent person and he has nothing to do with the alleged offence. He further submits that the petitioner was working in the said company as Client Assistant for a period of eight months and his work is only assisting the customers on their doubts on getting different kinds of loan. He further submits that the petitioner is ready to abide by any stringent condition that may be imposed by this Court.

4.Learned Government Advocate (Criminal Side) appearing for the



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respondent Police submitted that the petitioner along with other accused cheated the defacto complainant to the tune of Rs.49,000/- on the pretext of arranging loan.

5.Considering the facts and circumstances of the case, 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 days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Ariyalur 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, on further condition that:

[a] if the petitioner fails to surrender before the said Magistrate within a period of fifteen days, this Order shall stand automatically cancelled;

[b]The sureties shall affix their photographs and left thumb impression in the Application for Suretyship [Judicial Form No.46 annexed to 'The



Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identify proofs to ensure their identity;

[c] 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 interrogation;

[d] the petitioner shall deposit a sum of Rs.49,000/- (Rupees forty nine thousand only) to the credit of Crime No.6 of 2025 and shall produce the proof before the learned Magistrate at the time of executing sureties.

[e] the petitioner shall not directly or indirectly cause any threat to the defacto complainant and witnesses and shall not tamper with evidence or witness either during investigation or trial;

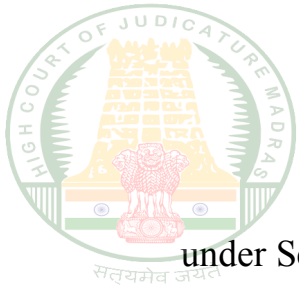
[f] the petitioner shall make himself available for interrogation by a Police officer as and when required;

[g] the petitioner to give an undertaking that if required for being identified by witnesses during investigation or for Police custody beyond the first fifteen days, they shall comply to the directions as may be given by the Court in this regard;

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

[i] 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 petitioners 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];

[j] If the accused thereafter absconds, a fresh FIR can be registered



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under Section 269 of BNS.

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To

- 1.The Judicial Magistrate No.II,
Ariyalur.
- 2.The Inspector of Police (Cyber Crime),
Cyber Crime Department,
SP Office, 43MH + GPJ, MIN Nagar,
Ariyalur District,
Ariyalur – 621704.
- 3.The Public Prosecutor,
Madras High Court.



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M.NIRMAL KUMAR, J.

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