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CRL OP No. 17657 of 2025



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 08-07-2025

CORAM

THE HONOURABLE MR JUSTICE M. NIRMAL KUMAR

CRL OP No. 17657 of 2025

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Petitioner(s)

Vs

The State rep. by, The Inspector of
Police,
J-7 Velachery Police Station, Chennai.
Cr.No.221/2025.

Respondent(s)

PRAYER

This petition is filed under Section 482 of BNSS to enlarge the petitioner on bail in the event of his arrest in Cr. No. 221 of 2025 on the file of respondent police and thus render justice.

For Petitioner(s): Mr.R C Paul Kanagaraj

For Respondent(s): M/s. Leonard Arul Joseph
Selvam GA (crl. Side)

ORDER

The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 294(b), 406, 420, 506(1) of IPC in Crime No.221 of 2025, on the file of the respondent police, seek



anticipatory bail.

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2. The case of the prosecution is that the defacto complainant paid a sum of Rs.2,50,000/- as advance for renting a shop, but the petitioner failed to hand over the shop or refund of the money. Instead, the petitioner allegedly threatened and insulted the defacto complainant and his wife. Hence, the complaint.

3. The learned counsel for the petitioner would submit that the petitioner is innocent and has been falsely implicated in this case. Learned counsel further submitted that petitioner is ready to abide by any condition for his release. Hence, the learned counsel prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) appearing for the respondent police reiterated the prosecution's case and strongly opposed for grant of anticipatory bail to the petitioner.



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

6. Considering the submissions made by the learned counsel appearing on either sides, and since, custodial interrogation of the petitioner is not required, this Court is inclined to grant anticipatory bail to the petitioner with 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 XVIII Metropolitan Magistrate, Saidapet, Chennai** 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 proof of payment of deposits, failing

which, the petition for anticipatory bail shall stand dismissed and 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 identify proofs to ensure their identity;

[c] the petitioner shall report before the respondent police everyday at 10.30 a.m., for a period of two weeks and thereafter as and when required for interrogation;

[d] the petitioner is directed to deposit a sum of Rs.1,50,000/- (Rupees One Lakh and Fifty Thousand Only) to the credit of Crime No.221 of 2025 and shall produced the proof of payment before the learned Magistrate concerned at the time of executing the sureties. The learned concerned Magistrate shall deposit the same in the interest bearing fixed deposit scheme in any one of the nationalized banks.

[e] the petitioner shall not directly or indirectly cause any



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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 themselves available for interrogation by a Police office 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, he shall comply to the directions as may be given by the Court in this regard;

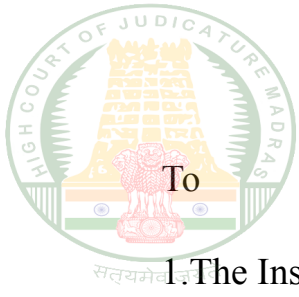
[h] the petitioner shall not abscond either during investigation or trial;

[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 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];

[j] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

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To

1. The Inspector of Police,
J-7 Velachery Police Station, Chennai.
2. The XVIII Metropolitan
Magistrate, Saidapet, Chennai.
3. The Public Prosecutor,
High Court of Madras.



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M.NIRMAL KUMAR J.

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