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IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: **04.11.2025**

CORAM

THE HONOURABLE MR JUSTICE K.RAJASEKAR

CRL.O.P.No.29876 of 2025

S.Vijayakumar

... Petitioner

Versus

State rep by its,
Station House Officer,
Through Public Prosecutor,
Mudaliarpet Police Station,
Puducherry.
(Crime No.154 of 2025)

.. Respondent

Prayer:- Criminal Original Petition filed under Section 482 of B.N.S.S., to enlarge the petitioner on bail in the event of his arrest in Crime No.154 of 2025 on the file of the respondent police.

For Petitioner	:	Mr.R.Chandrasekaran
For Respondent	:	Mr.K.S.Mohandass Public Prosecutor (Puducherry)

ORDER

The petitioner, who apprehends arrest by the respondent police for the offences punishable under Section 420 of IPC, in Crime No.154 of 2025 seeks anticipatory bail.

2.The allegation against the petitioner is that he had collected a sum of Rs.9,20,000/- from the defacto complainant under the pretext of running



two chit schemes, each Rs.5 lakhs, and thereafter failed to return the said amount. During the course of investigation, it was revealed that the petitioner had also obtained the property documents of the defacto complainant in Doc.No.27988/2025 and the total amount involved in this case is Rs.21,05,580/-. Hence, the case.

3.The learned counsel appearing for the petitioner submitted that the petitioner is innocent and he has been falsely implicated in this case. He further submitted that, after registration of the FIR, in order to return the money, a sale deed was executed in favour of the defacto complainant, whereby the petitioner compensated the amount through a legal transfer as per the sale deed dated 13.08.2025. He further submitted that the petitioner is ready to co-operate with the investigation and hence, he prayed for grant of anticipatory bail to the petitioner.

4. The learned Public Prosecutor (Puducherry) appearing for the respondent police reiterated the prosecution case and submitted that the investigation was completed and the charge sheet was also filed on 18.09.2025. However, he opposed for grant of anticipatory bail to the petitioner.

5. Heard the learned counsel for the petitioner as well as the learned



6. Considering the submissions made by the learned counsel on either side, the fact that the investigation was completed and the final report was also filed and taking into account the submission of the learned counsel for the petitioner that the petitioner has come forward to execute a sale deed in favour of the defacto complainant, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

7. Accordingly, the petitioner is ordered to be released on anticipatory 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 ***learned Judicial Magistrate No.VI, Puducherry***, on condition that the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty 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



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to ensure their identity;

(b) the petitioner shall report before the concerned Court daily at 10.30 a.m, for a period of one week 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]*; and;

(f) if the accused thereafter absconds, a fresh FIR can be registered under Section 269 of B.N.S.

04.11.2025

drl

To

1.The Judicial Magistrate No.VI,
Puducherry.

2. The Station House Officer,
Mudaliarpur Police Station,
Puducherry.

3.The Public Prosecutor,
Puducherry.

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K.RAJASEKAR, J.

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