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CrI.O.P.No.28718 of 2025

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 25.10.2025

CORAM

THE HONOURABLE MR. JUSTICE K.RAJASEKAR

CrI.O.P.No.28718 of 2025

Vijabalan @ Vijayabalan

... Petitioner

Vs.

State By,
The Inspector of Police,
Mayiladuthurai Police Station,
Mayiladuthurai District.
Crime No.201 of 2023

... Respondent

PRAYER : Criminal Original Petition filed under Section 482 of Bharatiya Nagarik Suraksha Sanhita, 2023, to enlarge the petitioners on anticipatory bail in the event of their arrest in Crime No.201 of 2023 on the file of the respondent police.

For Petitioners : Mr.K.Prasath

For Respondent : Mr.S.Udayakumar
Government Advocate (Criminal Side)



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ORDER

The petitioners herein apprehends arrest at the hands of the respondent police for the offences punishable under Sections **379 & 420 of IPC** in Crime No.201 of 2023, on the file of the respondent Police, seek anticipatory bail.

2. The allegation against the petitioners is that defacto complainant is a Manager in Abi & Abi Motors, Sirkali. While so, the petitioner along with other accused committed theft and sold TATA ACE Engine, spare parts and camera an they have also created fake invoices and cheated to the tune of Rs.8,48,224/-. Hence, the case.

3. The learned counsel appearing for the petitioners submitted that, the petitioner is an innocent person and he has been falsely implicated in this case. He further submitted that, similarly placed accused were granted anticipatory bail. Hence, he prayed for grant of anticipatory bail to the petitioners.



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4. The learned Government Advocate (Crl.Side) appearing for the respondent police reiterated the prosecution case and opposed for grant of anticipatory bail to the petitioners.

5. Heard the learned counsels on either side and perused the materials available on record.

6. Considering the nature of the offence and also considering the fact that the similarly placed accused were granted anticipatory bail and the case of the year 2023, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions:

7. Accordingly, the petitioners are ordered to be released on bail in the event of arrest or on his appearance, within a period of ten days from the date of receipt of a copy of this order, before the learned **Judicial Magistrate No.I, Court, Mayiladuthurai** on condition that each of the petitioners shall execute a bond for a sum of **Rs.25,000/- (Rupees Twenty Five Thousand Only) with two sureties** each for a like sum to the satisfaction of the learned



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Magistrate concerned, and on further condition that:

[a] if the petitioners fails to surrender before the concerned Magistrate within a period of ten days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

[b] the sureties shall affix their photographs and Left Thumb Impression in the Application for Surety ship [Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of the identity proofs to ensure their identity;

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

[d] On breach of any of the aforementioned conditions, the learned Magistrate/Trial Court is entitled to pass appropriate orders against the petitioners in accordance with law as if the aforementioned 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**



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Kerala [(2005)13 SCC 283];

[e] If the accused thereafter absconds, a fresh FIR
can be registered under Section 269 of B.N.S.

25.10.2025

sma

To

1.The Judicial Magistrate No.I, Mayiladuthurai.

2.The Inspector of Police,
Mayiladuthurai Police Station,
Mayiladuthurai District.

3.The Public Prosecutor,
High Court of Madras.



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K.RAJASEKAR, J.

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