



CRL OP(MD). No.719 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

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John

... Petitioner / Accused No.1

Vs

The State of Tamil Nadu
Represented by the Inspector of Police,
District Crime Branch,
Tirunelveli District.
(Crime No.19 of 2022)

... Respondent/Complainant

For Petitioner : Mr.R.Mohanasundaram,
Advocate

For Respondent : Mr.B.Thanga Aravindh,
Government Advocate (Criminal Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act.

PRAYER :- For Anticipatory Bail in Crime No. 19 of 2022 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for

the alleged offences under Sections 420, 465, 467, 468, 471, 417, 419, 120(B) and 109 of



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IPC, in Crime No.19 of 2022 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the accused persons sold the property to the defacto complainant by creating fabricated documents and by impersonating the original owner.

3. The petitioner filed the earlier anticipatory bail petition before this Court in Crl.OP(MD).No.18631 of 2023. This Court granted anticipatory bail to the petitioner by an order dated 17.10.2023. Since the petitioner did not execute the sureties and comply with the conditions within the time fixed by this Court, the petitioner filed Crl.MP(MD).No.13690 of 2024 in Crl.OP(MD).No.18631 of 2023 seeking for extension of time. This petition was dismissed by granting liberty to the petitioner to file a fresh petition seeking for anticipatory bail.

4. Heard the learned counsel on either side and perused the material records of the case.

5. Taking into consideration the facts and circumstances of the case and considering the earlier order passed by this Court granting anticipatory bail to the petitioner, 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



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arrest or on his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Special Judicial Magistrate (FAC) Special Court for Anti Land Grabbing Cases, Tirunelveli, 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, failing which, the petition for anticipatory bail shall stand dismissed and on further condition that:

[a] the petitioner and 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 to ensure their identity.

[b] the petitioner shall report before the respondent police on every Monday at 10.30 a.m. for a period of 4 weeks and thereafter, as and when required.

[c] It is made clear that no further extension of time to execute the sureties and comply with the conditions will be granted to the petitioner.

[d] the petitioner shall not tamper with evidence or witness either during investigation or trial.

[e] the petitioner shall not abscond either during investigation or trial.

[f] On breach of any of the aforesaid conditions, the learned Magistrate/Trial



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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].

[g] If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS, 2023.

sd/-
20/01/2025

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/02/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

PAL
TO

1 THE SPECIAL JUDICIAL MAGISTRATE (FAC),
SPECIAL COURT FOR ANTI LAND GRABBING CASES, TIRUNELVELI.

2 DO THROUGH THE CHIEF JUDICIAL
MAGISTRATE, TIRUNELVELI DISTRICT.

3 THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH,
TIRUNELVELI DISTRICT.

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.C.K.M.APPAJI, Advocate (SR-554[I] dated 21/01/2025)



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ORDER
IN
CRL OP(MD) No.719 of 2025
Date :20/01/2025

SA/SKN/SAR. /06.02.2025/5P/6C

Madurai Bench of Madras High Court is issuing certified copies in this format from 17/07/2023.