



CRL OP(MD). No.716 of 2025

WEB COPY

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 20.01.2025

PRESENT

The Hon`ble Mr.Justice N.ANAND VENKATESH

CRL OP(MD). No.716 of 2025

Mohideen Abdul Khadar

... Petitioner / Accused

Rank Not Known

Vs

The State of Tamil Nadu

Represented by the Inspector of Police,

City Crime Branch,

Tirunelveli City.

(Crime No.18 of 2024)

... Respondent/Complainant

For Petitioner : Mr.R.Maheswaran,
Advocate

For Respondent : Mr.A.Albert James,
Government Advocate
(Criminal Side)

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

PRAYER :-

For Anticipatory Bail in Crime No. 18 of 2024 on the file of the respondent police.

<https://www.mhc.tn.gov.in/judis>



CRL OP(MD). No.716 of 2025

ORDER : The Court made the following order :-

WEB COPY

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offences under Sections 319, 336, 340 and 61(2) of BNS Act, in Crime No.18 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the defacto complainant had purchased the property in the year 2008. However, the accused persons created a forged document as if the property was conveyed to them through a registered sale deed in the year 1996. There are totally 9 accused persons in this case and the petitioner has been arrayed as A9. He has been roped in as an accused based on the confession of A1, who was arrested in this case and who has stated that the document was created based on the advice given by the petitioner.

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

4. Taking into consideration the facts and circumstances of the case and considering the fact that there is a property dispute involved in this case and the entire case is borne out by document and there are no previous cases against the petitioner, this Court is inclined to grant anticipatory bail to the petitioner with



CRL OP(MD). No.716 of 2025

certain conditions.

WEB COPY

5. 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 Judicial Magistrate No.I, 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 appear before the respondent police as and when required for interrogation.

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



CRL OP(MD). No.716 of 2025

WEB COPY

[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].

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

sd/-
20/01/2025

/ TRUE COPY /

/01/2025

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

pal

TO

1. THE JUDICIAL MAGISTRATE NO.I, TIRUNELVELI,



CRL OP(MD). No.716 of 2025

2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
TIRUNELVELI.

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

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

+1 CC to M/s.R.MAHESWARAN, Advocate (SR-641[I] dated 22/01/2025)

ORDER
IN
CRL OP(MD) No.716 of 2025
Date :20/01/2025

RK/SKN (29/01/2025) 5P / 6C

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