



CRL.O.P.(MD)No.2033 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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[Criminal Jurisdiction]

Date : 31.01.2025

PRESENT

THE HON`BLE MR.JUSTICE N.ANAND VENKATESH

CRL.O.P.(MD)No.2033 of 2025

Arumugakani

... Petitioner/Sole Accused

Vs

State of Tamil Nadu rep. by
The Sub Inspector of Police
Anna Nagar Police Station,
Madurai City, Madurai.
(Crime No.763 of 2024)

... Respondent/Complainant

For Petitioner : Mr.K.Ganesamoorthi,
Advocate

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

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS.

PRAYER :-

For Anticipatory Bail in Crime No.763 of 2024 on the file of the respondent police.



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ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Section 306 of BNS, 2023, in Crime No.763 of 2024 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that a function was conducted by the de facto complainant, for which the petitioner was also invited. 7 sovereigns of gold jewellery went missing, and the petitioner was suspected to have taken away the jewellery.

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 the petitioner has been shown as an accused based on suspicion and no recovery has been made till date and taking note of the fact that the petitioner was working as a housemaid with the de facto complainant at an earlier point of time and she had attended the function on the invitation of the de facto complainant, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.



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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.VI, Madurai, 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 Friday, at 10.30 a.m., for a period of 6 weeks and thereafter, as and when required for interrogation.

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



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[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/-
31/01/2025

/ TRUE COPY /

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

JEN

TO

1 THE JUDICIAL MAGISTRATE NO.VI
MADURAI.



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2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
MADURAI.

3 THE SUB INSPECTOR OF POLICE,
ANNA NAGAR POLICE STATION, MADURAI CITY, MADURAI.

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

+1 CC to M/s.K.GANESA MOORTHY, Advocate (SR-1252[I] dated 31/01/2025)

ORDER
IN
CRL OP(MD) No.2033 of 2025
Date :31/01/2025

SS/SKN/SAR- /14/02/2025/ 5P/6C

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