



CRL.OP(MD). No.2554 of 2025

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BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 17.03.2025

PRESENT

THE HON'BLE MR.JUSTICE R.SAKTHIVEL

CRL.OP(MD). No.2554 of 2025

R.Sakthivel

... Petitioner / Accused No.1

Vs.

The State of Tamil Nadu rep by
The Inspector of Police,
EOW, Trichy City.
(Crime No.3 of 2024)

... Respondent / Complainant

PRAYER :- The Criminal Original Petition filed under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023 praying to grant pre-arrest bail to the petitioner in Crime No.3 of 2024 on the file of the respondent police.

For Petitioner : Mr.M.Sridharan,
Advocate

For Respondent : Mr.R.Meenakshi Sundaram,
Additional Public Prosecutor

ORDER : The Court made the following order :-

This Criminal Original Petition has been filed by the petitioner on 07.02.2025 under Section 482 of the Bharatiya Nagarik Suraksha Sanhita (BNSS), 2023, praying to grant an order of pre-arrest bail.

2. The petitioner apprehends arrest at the hands of the respondent police for the



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offence punishable under Sections 406, 408, 468, 471, 477(A), 420 read with 34 of IPC,
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in Crime No.3 of 2024 on the file of the respondent-police.

3. The case of the prosecution is that defacto complainant, the Deputy Registrar, Trichy, filed a complaint against the petitioner along with 18 others on 04.05.2023 before the EOW, Chennai. However, no action was taken, and the complaint was subsequently forwarded to the respondent-police on 08.02.2024. Thereafter, the respondent-police registered a case in Cr.No.03 of 2024. The Petitioner is working as a Secretary of the Primary Agricultural and Co-operative Society, Manapparai. Accused No.6, who is working as an appraiser in the Society, committed two categories of offence i.e., (i) misappropriation through pledging fake jewelry for loans, causing a loss of Rs.29,30,000/- across 47 loans, and (ii) falsifying loan amounts, misappropriating Rs.19,08,500/- across 11 loans. Hence, the case.

4. Mr.M.Sridharan, the learned counsel for the petitioner, submits that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution and he has been falsely implicated in this case. He further submits that the co-accused was released on bail, inter alia, on the condition that he deposit a sum of Rs.2,50,000/- and the petitioner is also now ready to deposit the same amount. He, however, submits that the petitioner is also ready to abide by any conditions to be imposed by this Court. He therefore prays for grant of pre-arrest bail



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to the petitioner.

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5. Per contra, Mr.R.Meenakshi Sundaram, the learned Additional Public Prosecutor, appearing for the respondent-police, submits that totally a sum of Rs.48,38,500/- is involved in this case. Hence, custodial interrogation of the petitioner is necessary to unearth the truth. Therefore, he contends that, if the petitioner is granted pre-arrest bail, he will cause threat to the defacto complainant and other witnesses and also tamper with the evidence. Accordingly, he prays to dismiss this Criminal Original Petition.

6. Heard on both sides. This Court has perused the records.

7. The earlier pre-arrest bail application filed by the petitioner was dismissed on merits by this Court in CrI.OP(MD).No.17281 of 2024 on 21.10.2024. Subsequently, the petitioner filed a second pre-arrest bail petition in CrI.OP(MD).No.20853 of 2024, which was also dismissed by this Court on 29.11.2024 on the ground that there was no change in circumstances. Thereafter, the present petition has been filed. When this case is taken up for hearing today, this Court specifically put a question to the learned counsel for the petitioner to state about the alleged change in circumstances. However, the learned counsel is unable to provide satisfactory reason. Hence, it is clear that there is no change of circumstances in this petition. Therefore, this Court is of the view that successive pre-arrest bail application without any change in



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circumstances is not maintainable. Accordingly, this Criminal Original Petition is
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dismissed.

sd/-
17/03/2025

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/03/2025
Sub-Assistant Registrar
(C.S. I / II / III / IV)
Madurai Bench of Madras High Court,
Madurai - 625 023.

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TO

1 THE INSPECTOR OF POLICE
EOW,
TRICHY CITY.

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

ORDER
IN
CRL OP(MD) No.2554 of 2025
Date :17/03/2025

HPS/SAR / 28.03.2025/4P/3C

Madurai Bench of Madras High Court is issuing certified copies in this format from
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