



CRL OP(MD). No.9896 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 08/09/2025

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

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Elayaraja

... Petitioner/Accused

Vs

State of Tamilnadu,
Represented by the Inspector of Police,
District Crime Branch-II-ALGSC,
Pudhukkottai District.
(Cr.No.11 of 2025)

... Respondent/Complainant

For Petitioner : Mr.N.Mohideen Basha

For Respondent : Mr.S.S.Manoj
Government Advocate (Crl.Side)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :- For Anticipatory Bail in Crime No.11 of 2025 on the file of the respondent police.



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ORDER : The Court made the following order :-

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The petitioner, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 318(4) of BNS, in Crime No.11 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that on 06.06.2025 when the defacto complainant one Ramanathan purchased and five other person purchased the property in Survey No.223/B2, 223/2A1, 223/3 situated at Pudukkottai from Vishvanathan as his power of attorney for one V.Gnanasekaran in the year 2014 and they are in the peaceful possession and enjoyment on the above said property. In the meantime, the defacto complainant came to know that their encumbrance in the above said property, after verification of the revenue record, Accused No.1 and other accused persons gave a release deed in favour of Accused No.4 and the petitioner is the Sub Registrar and he has registered the released deed, thereby cheated the defacto complainant. Hence, the case has been registered.



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3. The learned counsel for the petitioner submitted that the petitioner is an innocent person and he has not committed any offences as alleged by the prosecution. He further submitted that the petitioner is the Sub Registrar, he was falsely implicated in this case. He further submitted that the petitioner is ready and willing to abide by any conditions which may be imposed by this Court. Hence, he seeks anticipatory bail to the petitioner.

4. The learned Government Advocate (Criminal Side) submitted that the investigation is almost completed and there is no previous case pending against the petitioner. However, he opposed for grant of anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that the investigation has been almost completed, this Court is inclined to grant anticipatory bail to the petitioner, subject to certain conditions.



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6. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance, 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 learned Judicial Magistrate No.II, Pudhukottai, within a period of fifteen days from the date of receipt of a copy of this order and on further conditions 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 Aadhaar card or bank pass book to ensure their identity;

[b] the petitioner shall report before the respondent police as and when required for interrogation.

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

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



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[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 is 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.

(S S Y J)
08.09.2025

msrm

To

- 1.The Judicial Magistrate No.II,
Pudhukottai.
- 2.The Inspector of Police,
District Crime Branch-II-ALGSC,
Pudhukkottai District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

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S.SRIMATHY,J

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**ORDER
IN
CRL OP(MD). No.9896 of 2025**

**08.09.2025
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