



CRL OP(MD). No.18625 of 2025

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 31.10.2025

PRESENT

THE HON'BLE MRS JUSTICE S.SRIMATHY

CRL OP(MD)No.18625 of 2025

Balachandar

... Petitioner/ Accused

Vs

The State of Tamil Nadu
Represented by
The Sub Inspector of Police,
District Crime Branch (DCB),
Madurai,
Madurai District.
(Crime No.37 of 2025)

... Respondent

For Petitioner : Mr.R.Sundar Srinivasan

For Respondent : M/s.M.Aasha
Government Advocate (Crl.Sid)

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS Act
2023.

PRAYER :-For Anticipatory Bail in Crime No.37 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/Accused, who apprehends arrest at the hands of the respondent police for the offences punishable under Sections 34, 406, 420, 468, 471 and 120B of IPC, in Crime No.37 of 2025 on the file of the respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner's officials came to the house of the defacto complainant and informed that his friend one Suresh/A1 borrowed loan for purchase of a lorry and for that the defacto complainant stood as a Guarantor and the necessary documents were also executed by the borrowers and the property of the defacto complainant was also attached for the said loan. Having been surprised by such information, the present complaint came to be lodged by the defacto complainant, alleging that the defacto complainant never stood as a guarantor for the loan obtained by the accused Nos 1 to 3, and the defacto complainant has executed no documents, and the defacto complainant came to know that the accused persons cheated him. Hence, the complaint.



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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 offence as alleged by the prosecution. He further submitted that the defacto complainant was a party in the Arbitrate Proceedings and the Arbitrator award had passed against the against the defacto complainant, and also found that the defacto complainant is a Guarantor. He further submitted that the petitioner has appeared before the respondent police and submitted his entire records. He further submitted that the petitioner is willing to abide by any conditions that may be imposed by this Court. Hence, he seeks anticipatory bail for the petitioner.

4. The learned Government Advocate (Crl.Side) submitted that there is no previous case pending against the petitioner. However, she vehemently opposed to grant anticipatory bail to the petitioner.

5. Considering the facts and circumstances of the case and also the fact that there is no previous case pending against the petitioner and also considering that the petitioner has produced the entire records before the respondent police and agreed to cooperate for investigation, this Court is



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inclined to grant anticipatory bail to the petitioner, subject to certain conditions.

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.1, Madurai, 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 daily at 10.30 a.m., for 2 days and thereafter, as and when required for interrogation.

[c] the petitioner shall not tamper with the 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 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)
31.10.2025

msrm

To

- 1.The learned Judicial Magistrate No.1,
Madurai.
- 2.The Sub Inspector of Police,
District Crime Branch (DCB),
Madurai,
Madurai 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.18625 of 2025**

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