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Crl.O.P.No.8590 of 2026



IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 10.04.2026

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THE HONOURABLE Mr. JUSTICE C.KUMARAPPAN

Crl.O.P.No.8590 of 2026

Vadivel

... Petitioner

Vs.

State Rep by.
The Inspector of Police,
Pennagaram Police Station,
Dharmapuri District.
(Crime No.58 of 2026)

... Respondent

PRAYER : Criminal Original Petition filed under Section 438 of Cr.P.C r/w 482 of the Bharatiya Nagarik Suraksha Sanhita, Act, 2023, to enlarge the petitioner/accused No.1 on bail in the event of his arrest connection with the Crime No.58 of 2026 pending investigation on the file of the respondent Police.

For Petitioner : Mr.Gandhi Kumar Kalyanasundram

For Respondent : Mr. P. Dhileepan
Government Advocate (Crl.Side)

ORDER

The petitioner apprehends arrest for the alleged offence under Sections 406, 420, 464, 465 and 471 of IPC in Crime No.58 of 2026, on the file of the respondent police seeks anticipatory bail.



2. The case of the prosecution is that the petitioner along with other accused have collected a sum of Rs.16,00,000/- from the de-facto complainant to get a Government job. Thereafter, the petitioner neither get a job nor repaid the said amount. Hence, the complaint.

3. The learned counsel for the petitioner submitted that the petitioner is an innocent and he has not committed any offence as alleged by the defacto complainant and he has been falsely implicated in this case. He further submitted that he is ready to abide by any conditions that may be imposed by this Court and ready to co-operate with the investigation. Hence, he prayed to grant anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl. Side) appearing for the respondent police reiterated the case of the prosecution and submitted that the petitioner, along with the other accused, had cheated a sum of Rs.16,00,000/- from the de facto complainant on the promise of securing a Government job. Hence, she opposed the grant of anticipatory bail to the petitioner.

5. From the submissions made by the learned counsel appearing on either side, it is seen that the allegation against the petitioner is that he induced the de facto complainant on the promise of securing a job in the Highways



Department and that the First Information Report came to be registered on 14.03.2026. The fact that the de facto complainant had parted with money to secure public employment also requires serious consideration, as such conduct cannot be countenanced in the normal course. However, taking into consideration the totality of the circumstances, this Court is of the view that custodial interrogation of the petitioner is not required. Hence, this Court is 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, within a period of fifteen (15) days from the date on which the order copy is made ready, before the **learned Judicial Magistrate, Pennagaram** on condition that **the petitioner shall execute a bond for a sum of Rs.20,000/- (Rupees Twenty Thousand only), with two sureties each**, for a like sum to the satisfaction of the learned Magistrate concerned, and on further conditions:

(a) If the petitioner fails to surrender before the concerned learned Magistrate within a period of fifteen (15) days from the date of receipt of a copy of this order, this order shall stand automatically cancelled;

(b) The sureties shall affix their photographs and left



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thumb impression in the application for surety ship (Judicial Form No.46 annexed to 'The Criminal Rules of Practice, 2019']. The learned Magistrate shall obtain a copy of any one of identify proofs to ensure their identity;

(c) The petitioner shall report before the respondent Police, daily at 10.30 a.m., for a period of two weeks and thereafter, as and when required for interrogation;

(d) On breach of any of the aforesaid conditions, the learned Magistrate/Trial Court is entitled to take appropriate actions against the petitioner in accordance with law as if the conditions have been imposed and the petitioner released on anticipatory bail by the learned Magistrate/Trial Court himself as laid down by the Hon'ble Supreme Court in *P.K.Shaji v. State of Kerala [(2005) AIR SCW 5560]*;

(e) If the petitioner thereafter absconds, a fresh FIR can be registered under Section 269 of BNS Act.

10.04.2026

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To

1.The Judicial Magistrate, Pennagaram.

2.The Inspector of Police,
Pennagaram Police Station,
Dharmapuri District.

3.The Public Prosecutor, High Court of Madras.

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C.KUMARAPPAN.J.

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