



CRL OP(MD). No.3845 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 24/02/2026

PRESENT

The HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD). No.3845 of 2026

Guru Eswaran @ Guru Eshwar

... Petitioner/Accused

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
District Crime Branch Police Station,
Theni District.
Crime No.2/2024.

... Respondent/Complainant

For Petitioner : Mr.P.Sivachandran

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.2 of 2024 on the file of
the Respondent Police.



CRL OP(MD), No.3845 of 2026

ORDER : The Court made the following order :-

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The petitioner/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 417, 420, 468, 471, 120B of IPC, in Crime No.2 of 2024, seeks anticipatory bail.

2. The case of the prosecution is that the petitioner and other accused persons, on the false promise of getting a job abroad, received a sum of Rs.21,00,000/- from the defacto complainant, thereby cheating him. Hence, the complaint.

3. The learned counsel appearing for the petitioner submitted that the petitioner is an innocent person and he has not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioner.

4. The learned Government Advocate (Crl.Side) appearing for the respondent Police submitted that the investigation has been completed and the charge sheet has been filed. Therefore, he opposed for grant of anticipatory bail to the petitioner.



CRL OP(MD), No.3845 of 2026

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5. Taking into consideration of the facts and circumstances of the case and also considering the fact that the charge sheet has been filed, this Court is inclined to grant anticipatory bail to the petitioner with certain conditions.

6. Accordingly, this Petition is allowed and the petitioner is ordered to be released on bail in the event of arrest or his appearance, within a period of fifteen days from the date on which the order copy made ready, before the learned Judicial Magistrate, Theni, 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 to the Police Officer, who intends to arrest or to the satisfaction of the learned Magistrate concerned 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 Aadhar card or Bank pass Book to ensure their identity;



CRL OP(MD), No.3845 of 2026

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(b) the petitioner is directed to deposit a sum of Rs.50,000/- (Rupees Fifty Thousand only), to the credit of Crime No.2 of 2024 before the learned Judicial Magistrate, Theni. After receipt of entire amount, the learned Judicial Magistrate, shall deposit the said amount in an interest bearing Fixed Deposit in any Nationalized Bank initially for a period of one year and renew them periodically until the final order/Judgment is passed in the case in Crime No.2 of 2024. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment.

(c) the petitioner shall report before the trial Court as and when required and he shall attend the trial on all hearing dates without fail;

(d) the petitioner shall not tamper with evidence or witness either during investigation or trial;

(e) the petitioner shall not abscond either during investigation or trial;

(f) 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



CRL OP(MD), No.3845 of 2026

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conditions have been imposed and the petitioners 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]*; and;

(g) if the accused thereafter abscond, a fresh FIR can be registered under Section 269 of BNS 2023.

(S S Y J)
24.02.2026

jbr

TO

1. The Judicial Magistrate, Theni.
2. The Inspector of Police,
DCB Police Station
Theni District.
3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.



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CRL OP(MD), No.3845 of 2026

S.SRIMATHY,J

jbr

ORDER
IN
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