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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.3848 of 2026

Jothilakshmi

... Petitioner

Vs

State of Tamilnadu Rep by,
The Inspector of Police,
CCB Police Station,
Madurai City.
Crime No.9 of 2026.

... Respondent

For Petitioner : Mr.P.Ganapathi Subramanian,

For Respondent : Mr.S.S.Manoj,
Government Advocate (crl. side)

PRAYER :- C-24AB. For Anticipatory Bail in Crime no.9 of 2026 on
the file of the Respondent Police.

ORDER

The petitioner, who apprehends arrest at the hands of the
respondent police for the offences punishable under Sections 318(4),



336(2), 336(3), 351(3) of BNS 2023, in Crime No.9 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 persons have induced the defacto complainant who is engaged in gold jewellery manufacturing and wholesale business, to supply the gold ornaments on credit by making false representations and assurance of repayment. But the accused failed to return the gold or the equivalent value and thereby caused wrongful loss to the defacto complainant. Hence, the complaint.

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 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 appearing for the respondent police opposed for grant of anticipatory bail to the petitioner on the



ground that there is no previous case pending against the petitioner and she is owner of the pawn shop.

5. Considering the facts and circumstances of the case, and since it is a business transaction, 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, 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.I, Madurai, within a period of fifteen days from the date on which the order copy is made ready 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;



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[b] the petitioner is directed to deposit a sum of Rs.3,00,000/-(Rupees Three Lakhs only) to the credit of Crime number before the Judicial Magistrate No.I, Madurai. On such deposit, learned Magistrate shall accept the sureties furnished by the petitioner. Further the learned 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. 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 respondent police daily at 10.30 a.m, until further orders;

[d]the petitioner shall not tamper with the 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 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];

[g]If the accused thereafter absconds, a fresh FIR can be registered under Section 269 of BNS.

KSA

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- TO
1. The Inspector of Police,
CCB Police Station,
Madurai City.
 2. The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.