



CRL OP(MD). No.8927 of 2026

BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

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(Criminal Jurisdiction)

Date : 07.05.2026

PRESENT

THE HONOURABLE MRS. JUSTICE S.SRIMATHY

CRL OP(MD)No.8927 of 2026

1.Valathar

2.Kumar

3.Karuppaiya

... Petitioners/A1 to A3

Vs

The State of Tamil Nadu rep. by
The Inspector of Police,
DCB Police Station,
Pudukkottai District,
Crime No.9 of 2026.

... Respondent/Complainant

For Petitioners : Mrs.A.Banumathy

For Respondent : Mr.E.Antony Sahaya Prabahar
Additional Public Prosecutor

PETITION FOR ANTICIPATORY BAIL Under Sec.482 of BNSS

PRAYER :-

For Anticipatory Bail in Cr.No.9 of 2026 on the file of the respondent police.

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ORDER : The Court made the following order :-

The petitioners/Accused, who apprehend arrest at the hands of the respondent police for the offences punishable under Sections 408, 465, 468 & 420 of IPC, in Crime No.9 of 2026, seeks anticipatory bail.

2. The case of the prosecution is that the petitioners obtained a loan of Rs.10,50,000/- from the defacto complainant company namely Aham Housing Finance Limited by falsely representing that the property in S.No.452/6 comprised both land and a residential building and thereby created a mortgage over the said property. During SARFAESI proceedings, it was discovered that the said survey number contained only vacant land and that building was actually situated in S.No.452/7. Hence, the complaint.

3. The learned counsel appearing for the petitioners submits that the petitioners are innocent persons and they have not committed any offence as alleged by the prosecution. Hence, he prays for grant of anticipatory bail to the petitioners.



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4. The learned Additional Public Prosecutor appearing for the respondent Police submits that investigation is pending and he strongly opposed to grant anticipatory bail to the petitioners.

5. Taking into consideration of the facts and circumstances of the case, this Court is inclined to grant anticipatory bail to the petitioners with certain conditions.

6. Accordingly, this Criminal Original Petition is allowed and the petitioners are ordered to be released on bail in the event of arrest or their appearance, within a period of fifteen days from the date of receipt of a copy of this order, before the learned Judicial Magistrate No.II, Pudukkottai, Pudukkottai District on condition that the petitioners shall execute a bond for a sum of Rs.10,000/- (Rupees Ten Thousand only) each 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:



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(a) the petitioners 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;

(b) each petitioner is directed to deposit a sum of Rs.20,000/- (Rupees Twenty Thousand only), to the credit of Crime No.9 of 2026 before the learned Judicial Magistrate No.II, Pudukkotttai, Pudukkottai District. 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.9 of 2026. The learned Judicial Magistrate or Trial Court shall pass orders regarding entitlement of the said amount in its final order/Judgment.

(c) the petitioners shall report before the respondent police daily at 10.30 a.m until further orders. They have to co-operate for the investigation;

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



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(e) the petitioners 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 petitioners in accordance with law as if the 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)
07.05.2026

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To

- 1.The Judicial Magistrate No.II, Pudukkotttai,
Pudukkottai District
- 2.The Inspector of Police,
DCB Police Station,
Pudukkottai 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
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