



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT  
( Criminal Jurisdiction )

Monday, the Thirtieth day of December Two Thousand Thirteen

PRESENT

**The Hon`ble Mr Justice P.N.PRAKASH**

CRL OP(MD) No.23542 of 2013

RAVI

... PETITIONER / ACCUSED

Vs

STATE REP BY ITS  
THE INSPECTOR OF POLICE  
DISTRICT CRIME BRANCH, NAGERCOIL,  
KANYAKUMARI DISTRICT,  
CRIME NO.58/2012

... RESPONDENT/ COMPLAINANT

For Petitioner : M/S.B.N.RAJAMOHAMED Advocate  
For Respondent : M/S.A.P.BALASUBRAMANIAN,  
Govt. Advocate ( Crl. Side)

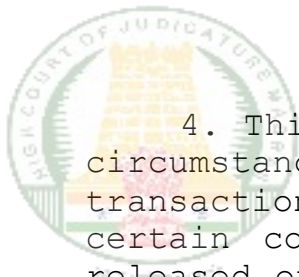
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner/A4 apprehending arrest at the hands of the respondent police, for the alleged commission of offences punishable under Sections 409, 420 and 506(ii) IPC, in Crime No. 58 of 2012 on the file of the respondent police, seeks bail.

2. It is the case of the petitioner that the defacto complainant had lent money to the family of A1 to A3 for participating in a fishing auction. It is stated that the defacto complainant had given around sum of Rs.33,00,000/- to A1 to A3 on various dates and thereafter, they have refused to return the dues. It is further alleged that when the defacto complainant approached A4, he did not properly respond and threatened him.

3. The learned Government Advocate (Criminal Side) would submit that the overt act as against the petitioner/A4 is that he had assisted A1 to A3, in refusing to pay the amount, when the defacto complainant approached them.



4. This Court, taking into consideration of the above facts and circumstances of the case and it appears to be purely a civil transaction, enlarges the petitioner/A4 on anticipatory bail with certain conditions. Accordingly, the petitioner is ordered to be released on bail in the event of arrest or on his appearance before the learned Judicial Magistrate No.1, Nagercoil, and on executing 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 Magistrate concerned and on further condition that the petitioner shall report before the respondent police daily at 11.00 a.m. for a period of one week and thereafter, as and when required by the respondent police. The petitioner shall comply with the conditions stipulated under Section 438 Cr.P.C. scrupulously.

5. The petitioner shall appear before the concerned Magistrate within a period of 15 days from the date on which the order copy made ready, failing which the petition for anticipatory bail stands dismissed.

sd/-  
30/12/2013

/ TRUE COPY /

Sub-Assistant Registrar (C.S.)  
Madurai Bench of Madras High Court,  
Madurai - 625 023.

TO

1. THE JUDICIAL MAGISTRATE NO. I  
NAGERCOIL
  2. DO THROUGH THE CHIEF JUDICIAL MAGISTRATE  
KANYAKUMARI DISTRICT AT NAGERCOIL
  3. THE ADDITIONAL PUBLIC PROSECUTOR,  
MADURAI BENCH OF MADRAS HIGH COURT,  
MADURAI
  4. THE INSPECTOR OF POLICE  
DISTRICT CRIME BRANCH, NAGERCOIL,  
KANYAKUMARI DISTRICT
- +1. CC to M/S.B.N. RAJAMOHAMED Advocate SR.No.64471  
RL/6C - 2/1/2014

ORDER  
IN  
CRL OP(MD) No.23542 of 2013  
Date : 30/12/2013