<u>IN THE COURT OF THE JUDICIAL FIRST CLASS MAGISTRATE, WADAKKANCHERY</u>

(Holding charge of Additional Chief Judicial Magistrate, Thrissur)

Present: **Naseeb A. Abdul Razak,**
Judicial First Class Magistrate, Wadakkanchery.

Dated this, the **13th** day of **May, 2026.**

<u>CMP: 14/2026 in CC 94/2016</u>

<u>(Cr. No. 378/2011 of Alathur Police Station)</u>

(CBCID Cr. 799/CR/EOW-II/KTM/11)

Petitioner/Accused no. 12	:	Subhashini, W/o. Suresh Chedella, Flat no. 202, Lalitha Kam Setty Apartments, Green Hills Colony, Plot No. 2/B, Rangareddy, Telungana – 500 035. (Address shown in the bail objection report: Chedella Subhashini, D/o. Rathnamaiah, 1-8-747 R.K. Appartments NallaKunda Andhra Pradesh – 500 044, now residing at: Chedella Subhashini, Aged 40/2026, W/o. C. Suresh Kumar, Flat no. 202, Lalitha Kamshetty Apartments, Green Hills gardens, Kothapet, Hyderabad.) (By Adv. Sri. Priyan P.G.)
Respondent/Complainant	:	State represented by the Deputy Superintendent of Police, CBCID EOW-II, Ernakulam Sub Unit. (Cr. No. 378/2011 of Alathur Police Station) (CBCID Cr. 799/CR/EOW-II/KTM/11) (By Sri. Ananthakrishnan P.A., Assistant Public Prosecutor, Court of Additional Chief Judicial Magistrate, Thrissur.)
Application	:	U/s. 480 of the Bharatiya Nagarik Suraksha Sanhita, 2023.

Order : Dismissed.

This is the application made on this day for hearing before me in the presence of Adv. Priyan P.G. for the petitioner/accused and Assistant Public Prosecutor, Wadakkanchery for the respondent, this Court passed the following order:-

ORDER

1. This is the second bail application filed under Sec. 480 of BNSS.

2. The petitioner is the accused accused no.11, in CC 94/2016 on the file of this court, alleging commission of offences punishable under sections 120B, 406, 420 r/w 34 of the Indian Penal Code and sections 4, 5 and 6 of the Prize Chits and Money Circulation Schemes (Banning) Act, 1978 and sections 7 and 9 of The Drugs and Magic Remedies (Objectionable Advertisements) Act, 1954.

3. The prosecution case is that, accused with intend to commit cheating, by conducting money circulation business banned as per section 3 of The Prize Chits and Money Circulation Schemes (Banning) Act 1978, during the period from 2007 till 2011, in furtherance of their common intention, and by committing criminal conspiracy, with intend to cheat public, and to obtain wrongful gain, accused no. 4 as the Managing Director and Authorised Signatory, and accused nos. 5 and 6 as the Directors, formed accused no.1 company named Nano Excel Enterprises Private Limited Company on 12/07/2007, and thereafter, accused no. 4 as the Managing Director and Authorised Signatory, accused nos. 5 and 6 as the Directors, and accused no.s 7 to 10 as the Promotional Shareholders, formed accused no.2 company named Nano Excel Power Corporation Limited on 01/01/2010 and later changed its name to Nano Excel Corporation Limited on 26/02/2010, and thereafter, with the same intention to commit cheating by conducting illegal money circulation business, accused no. 4 as the Managing Director and Authorised Signatory, and accused nos. 7 and 13 as the Promotional Shareholders, formed accused no.3 company named Nano Power Corporation Limited on 13/05/2010, and created a website with the help

of CW11 Amandeep Singh, the Director of a software company named Roots Infocom at Ludhiyana, Punjab and created a website for network marketing, and promoted illegal products and conducted illegal money circulation business, and accused no.s 14 to 17, worked as promoters of the above companies, being fully aware about the illegal business conducted by the accused companies and approached public with false promises and accused conducted promotion meetings and through the website, and through brochures and advertisements, and through classes, promoted the illegal business of money circulation scheme and by making false promise of getting ten times more income within a short span of time and also promising income on members enrolling in the company, and also by promising amount, if money deposited in the power package of Nano Excel Power Corporation, and also by promising products, which the accused know to be that of low quality, fraudulently and dishonestly induced CW1 P.S. Natarajan to deliver Rs. 12,000/- on 23/10/2009 and Rs. 12,000/- on 29/01/2010 in his name, Rs. 12,000/- on 11/03/2010 in the name of his daughter-in-law and Rs. 12,000/- on 30/04/2010 in the name of his son, CW2 Assainar Moitheen to deliver total amount of Rs. 3,00,000/- on various dates from 29/10/2010 onwards, CW3 A. Taj to deliver total amount of Rs. 1,98,000/- on various dates from 28/01/2010 onwards, CW4 Abdul Tahir to deliver total amount of Rs. 66,000/- on various dates from 29/08/2010 onwards, CW5 Faseela to deliver Rs. 12,000/- on 25/09/2010, CW6 Sainumuthu to deliver Rs. 12,000/- on 24/11/2010 and CW7 Muhammed Ali to deliver Rs. 18,000/- on 13/12/2010, and thereby altogether obtained more than 358 crores from the general public including Rs. 6,36,000/- obtained from CW1 to CW7, and thereafter, neither gave profits as promised, nor returned the amount obtained and thereby committed cheating on general public, misappropriated the money obtained and conducted illegal money circulation business, and thereby accused committed offences punishable under sections 120B, 406, 420 r/w 34 of the Indian Penal Code and sections 4, 5 and 6 of the Prize Chits and Money Circulation Schemes (Banning) Act, 1978, and sections 7 and 9 of The Drugs and Magic Remedies (Objectionable

Advertisements) Act, 1954.

4. Accused arrested and produced before this court on 18/03/2026 9:40 p.m., in connection with CC 113/2017 on the file of this Court, and she was remanded to judicial custody. She was produced on production warrant in connection with this case on 27/03/2026 and she was remanded to judicial custody.

5. The investigating agency/crime branch filed repeated reports that, the petitioner could not be apprehended inspite of crime branch officials taking earnest effort, since the petitioner is not found in any address furnished by her. The learned Assistant Public Prosecutor, during hearing the bail application, vehemently opposed the bail application and submitted that, the petitioner is not residing in any of the address furnished by her, in the vakalaths filed by her by several counsels, and she is not even residing in the address furnished by her in the affidavit filed by her, before the Honourable High Court of Kerala, and now, the crime branch officials with much effort, has apprehended her from a different address.

6. Heard both sides. Perused the report of investigating officer.

7. From the above facts the following points arise for consideration.

1) Whether the petitioner/accused is entitled to get enlarged on bail as prayed for?

2) Order?

<u>Point No.1</u>

8. This is the second bail application for regular bail. From the records, it is seen that, the petitioner is an accused in numerous cases and after having granted bail, she absconded to several places, most of which are outside state. It was strenuous effort from the law enforcing authorities that the petitioner was apprehended. Therefore, I am of the considered view that, after granted bail, she would again abscond and flee from the hands of law thereby, making the trial of the

case a standstill. Hence, I am of the considered view that, she is not entitled to bail at this stage.

9. In the result, the petition stands dismissed.

(Dictated to the Confidential Assistant, transcribed by her, corrected and pronounced by me in open Court on this, the 13th day of May, 2026).

Sd/-
Additional Chief Judicial Magistrate
Thrissur (in-charge)

//True Copy//

Sd/-
Additional Chief Judicial Magistrate
Thrissur (in-charge)