

IN THE COURT OF THE PRINCIPAL SESSIONS JUDGE, THANJAVUR.

PRESENT: Thiru.P.Velmurugan, B.A.,B.L.,

Principal Sessions Judge, Thanjavur

Thursday the 12th day of March, 2026

Criminal Miscellaneous Petition No.1585/2026

{CNR No: TNTJ01-0020322026}

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Karthikeyan, S/o.Thangavel

...Petitioner/ Accused

/ versus /

State of Tamil Nadu represented by Inspector of Police

Thanjavur DCB Police Station,

Cr.No.9/2026

...Respondent/Complainant

This petition coming on this day before me for hearing in the presence of Tmt.M.Shakiladevi, Learned Advocate appearing for the petitioner and Thiru.T.Kamaraj, Learned Advocate appearing for the intervenor and the Learned Public Prosecutor Thiru.S.Sathiamoorthy, on behalf of the complainant and this court passed the following,

ORDER

This e-petition is filed by the petitioner u/s 482 of Bharatiya Nagarik Suraksha Sanhita (BNS) - 2023, praying for anticipatory bail.

Notice was issued. Reply was filed by the prosecution.

The Learned Counsel for the petitioner submits that the petitioner is being charged for offences u/s 316, 318(4) of BNS in Cr. No.9/2026 of District Crime Branch Police Station and he has not committed any offences as alleged and he has been falsely implicated in this case. He further submits that the complaints lodged by the petitioner are pending in CSR Nos.158/2025 & 643/2025 and this case has been registered against the petitioner as counterblast in order to extract money from the petitioner. He further submits that the petitioner is a Government Servant and there were only money transaction between the parties and the petitioner returned a sum of Rs.15,00,000/- to the husband of the de-facto complainant namely Manimaran by way of Demand Draft and he executed the receipt for the same and, the earlier complaint was closed on 04.06.2025 as money dispute. He further submits that already the petitioner lodged a complaint against the de-facto complainant in the month of February 2025 under Exorbitant Interest Act and in such a circumstance, it is false that the de-facto complainant again gave further amount to the petitioner and the de-facto complainant lodged this false complaint against the petitioner with an intention to give criminal colour to a civil dispute. He further submits that the petitioner is ready to abide by any condition to be imposed by this court and hence, he seeks anticipatory bail for the petitioner.

On the side of the petitioner, the Learned Counsel appearing for the petitioner filed the photocopies of the complaint receipt along with the copy of complaints in CSR No.158/2025 &

643/2025, photocopies of receipts executed by Manimaran, Kavitha, Anandh, Rameshkumar and Chandrasekar along with the photocopies of Demand Drafts in their respective names, photocopy of closure report given by the respondent in respect of the complaint lodged by one Kavitha against the petitioner, xerox copy of the complaint lodged before the Superintendent of Police, Thanjavur. by the wife of the petitioner against the Inspector of respondent police station.

The de-facto complainant filed an intervention petition and her counsel has reiterated the contentions put forth in the intervention petition. He specifically submitted that the de-facto complainant paid a total sum of Rs.42,00,000/- to the petitioner by cash and to the bank account of the petitioner's account for the employment of the son of the de-facto complainant and likewise, the sister of the de-facto complainant namely Kavitha paid a sum of Rs.35,00,000/- to the petitioner and his daughter by pledging her jewels for the employment of her daughter and thereby, the petitioner and his daughter received a sum of Rs.77,00,000/- from the de-facto complainant and her sister. He further submits that in this regard, the de-facto complainant's husband and the de-facto complainant's sister lodged complaints before the District Crime Branch and during the course of police enquiry, the petitioner stated that he would pay only Rs.42,00,000/-, but it was not accepted by the de-facto complainant's husband and sister, but thereafter, the petitioner repaid a total sum of Rs.20,00,000/- to the de-facto complainant's husband and sister and he paid some amounts to other creditors viz. Rs.9,00,000/- to Chandrasekar, Rs.3,00,000/- to Anandh and Rs.5,00,000/- to Ramesh. He further submits that on account of the mental depression caused due to the above cheating, the husband of the de-facto complainant was missing on 18.11.2025 and in this regard, the de-facto complainant lodged a complaint, which is pending in Cr.No.279/2025 in Thanjavur South Police Station and further submits that the petitioner wantonly made over writing a deed executed by him and further, the petitioner's brother Jayakumar executed an undertaking on 01.02.2025 that he would pay the balance amount of Rs.42,00,000/- on behalf of the petitioner, and thus, the petitioner cheated the de-facto complainant and hence, it prayed to dismiss the anticipatory bail petition moved by the petitioner.

On the side of the de-facto complainant, the Learned Counsel filed the photocopy of the undertaking given by the petitioner's brother, photocopy of affidavit of the petitioner, photocopies of gold loan sanction letters in the name of Kavitha, photocopy of complaint given by the de-facto complainant's husband, photocopy of the complaint given by Kavitha, photocopy of complaint receipt, photocopy of whatsapp messages sent to the petitioner's daughter, photocopy of complaint given by the de-facto complainant dated 22.08.2025, photocopy of unfilled promissory note executed by the petitioner, photocopy of the complaint lodged by the de-facto complainant dated 21.11.2025 and photocopy of FIR in Cr.No.279/2025 in Thanjavur South Police Station.

On the side of the petitioner, he filed a counter affidavit denying the allegations made against him in the intervention petition and he specifically contended that the petitioner already settled the matter and the police closed the matter as money dispute, but the de-facto complainant filed this petition with an intention to grab money from the petitioner and there is no evidence on the side of the de-facto complainant to show the transaction of the huge amount of Rs.42,00,000/- said to be given to the petitioner and hence, he prayed to grant anticipatory bail in favour of the petitioner. On the side of the petitioner, he further filed the documents such as photocopies of the notice and order of the Judicial Magistrate No.II, Thanjavur.

The Learned Public Prosecutor submits that from 01.04.2021 to 01.06.2025, totally two accused persons including the petitioner herein / A1 received a total sum of Rs.42,00,000/- by way of cash and bank transaction from the de-facto complainant Selvi on the false pretext of getting Government job, but thereafter, they did not arrange any job for the son of the de-facto complainant. He further submits that a sum of Rs.37,00,000/- has been recovered, but the remaining amount is not yet recovered and the investigation is still pending and hence, he opposed to grant anticipatory bail in favour of the petitioner.

Rival submissions are taken into consideration. Perused the records. This is a case of job racketing. It seems that already a complaint has been given by the petitioner against the de-facto complainant's husband under Exorbitant Interest Act and it is admitted that already a sum of Rs.37,00,000/- has been recovered from the petitioner. On the side of the petitioner, it is represented that after settling the matter by paying the amounts to the de-facto complainant's husband and sister, this complaint was lodged by the de-facto complainant with an intention to extract further amount. However, out of the cheated amount, Rs.37,00,000/- is said to have been recovered. It seems that the material part of investigation would have been almost completed by this time. There has been no serious objection on the side of the prosecution. By considering the above aspects, other facts and circumstances of the case and in the absence of any serious objection on the side of the prosecution, this court is of the view that the petitioner can be granted anticipatory bail.

In the result, this Anticipatory Bail Petition is allowed with the following conditions:-

- 1) In the event of arrest or on his appearance before the Jurisdictional Magistrate, the petitioner is ordered to be enlarged on bail on his executing a bond for a sum of Rs.10,000/- with two sureties for a like sum each to the satisfaction of the Jurisdictional Magistrate,

2) The petitioner and the sureties shall affix their photographs and left thumb impression in the surety bond and also submit a copy of their Aadhaar Card or any other identity card issued by the Government in proof of their identity,

3) The petitioner shall appear and sign before the respondent daily at 10.30 a.m. for a period of 30 days (including holidays) from the next day of execution of bond before the Jurisdictional Magistrate, without fail and thereafter, as and when required for interrogation,.

4) The petitioner shall comply with the conditions stipulated u/s 482(2) of Bharatiya Nagarik Suraksha Sanhita (BNSS) - 2023 scrupulously,

5) The petitioner shall surrender before the Jurisdictional Magistrate within 30 days from the date of this order, failing which, this anticipatory bail order shall stand cancelled automatically without any further reference to this court.

6) On breach of any of the above said conditions, the Jurisdictional Magistrate is entitled to take appropriate action against the petitioner in accordance with law as laid down by the Hon'ble Supreme Court in P.K.Shaji Vs. State of Kerala reported in (2005) AIR SC W 5560

7) If the petitioner thereafter absconds, a fresh FIR can be registered under section 269 of BNS and

8) The Station House Officer of Respondent P.S. is directed to send a report to this court as to compliance of reporting condition by the petitioner.

Pronounced by me in Open Court, this the 12th day of March, 2026.

Principal Sessions Judge,  
Thanjavur.

Copy to:  
The Judicial Magistrate No.II, Thanjavur  
The Inspector of Police, Thanjavur DCB P.S.  
The Counsel for the petitioner.