

IN THE COURT OF THE PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.

Present: Tmt. G. VIJAYA, B.A., M.L., PGDCFS,
PRINCIPAL DISTRICT & SESSIONS JUDGE, COIMBATORE

Tuesday, this the 07th day of January, 2025

CRIMINAL MISCELLANEOUS PETITION No.8/2025

Francis Raj (Age 44 years),
S/o. Raj.

... Petitioner / Accused No.3

/vs/

State, Rep. by
through the Inspector of Police,
Kattoor Police Station,
Crime No.404/2024.

Offence: u/s. 406, 420, 120B of IPC.

Through the Public Prosecutor, Coimbatore.
(The Judicial Magistrate No.2, Coimbatore.)

... Complainant

This petition has been filed through **e-Filing** on behalf of the petitioner to release him on anticipatory bail u/s.482 of BNSS

This petition is coming on this day for final hearing before this Court in the presence of **Tvl. C. Sivakami and P.Sundar**, Advocates for the petitioner / accused No.3 and **Thiru. V. Ravichandran, Public Prosecutor**, represented for State, upon perusing the petition submitted and upon hearing both side arguments, this Court pronounced the following:-

ORDER

Heard both side.

The petitioner is the accused in Crime No.404/2024 of Kattoor Police Station, since he is apprehending arrest in the hands of the respondent police for the alleged offences u/s. 406, 420, 120B of IPC, he has filed this petition, seeking grant of anticipatory bail.

2. The counsel for the petitioner submits that the petitioner is arrayed as 3rd accused in this case. There is an existing received the Rs.40,00,000/- amount on 25.04.2024 and handover to Mathina, the 2nd accused on 26.04.2024. The complaint lodged by the defacto complainant is false and fabricated one and the petitioner is no way connected with this case. The petitioner is ready to abide any condition and prayed to grant anticipatory bail to the petitioner.

3. The learned Public Prosecutor submitted that there are totally three accused in this case. The petitioner is arrayed as 3rd accused. This petitioner is relative to the other accused. This petitioner and the defacto complainant are friend. The 1st accused approached the defacto complainant and requested money from the defacto complainant for the development of hotel business. All the accused received money from the defacto complainant and when the defacto complainant asked for profit amount, the accused cheated and forged the amount.

4. This Court has considered the submissions made by both side. The petitioner is arrayed as 3rd accused in Crime No.404/2024 of Kattoor Police Station. The learned counsel for the petitioner states that the petitioner has handed over the amount to the 2nd accused and he is no way connected with the case. The learned Public Prosecutor states that the accused are received money from the defacto complainant for the purpose of development of the hotel business and cheated and forged the amount. Taking into view of all the above said aspects, this Court is not inclined to grant anticipatory bail to the petitioner.

Hence, this Petition is dismissed.

This order is dictated to steno-typist, typed by her, corrected and pronounced by me on this 07th day of January, 2025.

PRINCIPAL DISTRICT & SESSIONS JUDGE,
COIMBATORE.

CC to (sent via email):

1. The Judicial Magistrate No.2, Coimbatore.
2. The Public Prosecutor, Coimbatore.
3. The Inspector of Police, Kattoor Police Station,
4. Counsel for the Petitioner / Accused.