

IN THE SUPREME COURT OF INDIA
CRIMINAL APPELLATE JURISDICTION

CRIMINAL APPEAL NO. 1141 OF 2013
(Arising out of SLP(Crl.) No.2196/2012)

S. PERIAMMAL AND ORS. Appellant(s)

:VERSUS:

THE INSPECTOR OF POLICE Respondent(s)

O R D E R

Heard the learned counsel for the parties.
Leave granted.

The grievance of the appellants is that for the charges that are levelled against them which are under Sections 420, 463, 464 and 471 read with Section 120-B of the Indian Penal Code, (for a dispute involving an amount of Rs.25 lakhs) the High Court has directed the appellants in paragraph 5 of the impugned order to deposit Rs.20 lakhs as a condition of granting anticipatory bail. It is submitted that the condition is too stiff and the criminal proceeding is almost converted into a recovery proceeding. The counsel for the complainant justifies the condition, but the counsel for the State leaves it to this Court to pass appropriate orders. In the circumstances, we allow this appeal and set aside the condition imposed in paragraph 5 of the impugned order passed by the High Court.

(H.L. GOKHALE)

.....J

.....J
(J. CHELAMESWAR)

New Delhi;
August 2, 2013.

ITEM NO.40

COURT NO.11

SECTION IIA

S U P R E M E C O U R T O F I N D I A
RECORD OF PROCEEDINGS

Petition(s) for Special Leave to Appeal (Cr1) No(s).2196/2012

(From the judgement and order dated 03/02/2012 in CRLP No.1752/2012 of
the HIGH COURT OF MADRAS)

S.PERIAMMAL & ORS.

Petitioner(s)

VERSUS

INSP.OF POLICE

Respondent(s)

(With appln(s) for exemption from filing O.T., stay and impleadment and
office report)

Date: 02/08/2013 This Petition was called on for hearing today.

CORAM :

HON'BLE MR. JUSTICE H.L. GOKHALE
HON'BLE MR. JUSTICE J. CHELAMESWAR

For Petitioner(s) Mr. Senthil Jagadeesan,Adv.

For Respondent(s) Mr. Subramonium,AAG,TN
 Mr. M. Yogesh Kanna,Adv.
 Mr. Varun; Tondan,Adv.
 Ms. Meha Aggarwal,Adv.
 Mr. A. Santha Kumaran,Adv.
 Ms. Sasi Kala,Adv.

 Mr. Jayanth Muth Raj,Adv.
 Mrs. Malavika J.,Adv.
 Mr. Sureshan P.,Adv.

UPON hearing counsel the Court made the following
 O R D E R

Heard the learned counsel for the parties.
Leave granted.

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The appeal is allowed and the condition imposed in paragraph 5 of the impugned order passed by the High Court is set aside in terms of the signed order.

(A.S. BISHT)
COURT MASTER

(SNEH LATA SHARMA)
COURT MASTER

(Signed order is placed on the file)