



made by the appellant to modify the condition of bail has been rejected.

The record of the case indicates that pursuant to the complaint filed by Branch Head of IDBI Bank Ltd., Trichy for offence punishable Sections 409, 465, 468, 471 & 477(A) of the IPC are registered against the appellant. The appellant was arrested on 30.3.2010. He filed under The filed Crl. O. P. No.9684 of 2010 in the High Court and claimed relief of bail. He had filed an affidavit before the High Court stating that he was innocent but in order to show his bonafides, he was prepared to deposit 50% of the amount involved in the case before the trial court. Acting upon the averments made in the said affidavit, the High Court by order dated 30.4.2010 granted bail to the appellant on condition of his depositing a sum of Rs.17,50,000/- in the trial court within 30 days

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from the date of his release on bail. Thereafter, the appellant filed an application for modification of the condition requiring him to deposit 50% of the amount involved before the trial court and prayed that he be permitted to give immovable property as security in place of cash security, to the tune of Rs.17,50,000/-. The said prayer has been rejected by the High Court by the impugned order giving rise to the instant petition.

This Court has heard the learned counsel for the parties.

The appellant has shown his willingness to deposit Rs.17,50,000/- in the trial court within 30 days from the date of release and also to give immovable property worth Rs.17,50,000/- as security to the satisfaction of the Trial Court. Therefore, this Court is of the opinion that the appellant deserves to be released on bail subject to certain conditions.

For the foregoing reasons, the appeal partly succeeds. The impugned order is set aside. The appellant is ordered to be released on bail on his depositing a sum of Rs.17,50,000/- in the trial court and further giving security of immovable property worth Rs.17,50,000/- to the satisfaction of the trial court within 30 days from the date of his release on bail. The appellant is further directed to report before the respondent i.e. Inspector of Police, Crime Branch, CID Metro Wing, Alandur, Chennai once in a week i.e. on every Monday any time between 10 a.m. and 5 p.m. while he is on bail.

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The Criminal Appeal accordingly stands disposed of.

.....J.  
(J.M. PANCHAL)

NEW DELHI  
NOVEMBER 26, 2010

.....J.  
(H.L. GOKHALE)