



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT
(Criminal Jurisdiction)

Wednesday, the Twentieth day of July Two Thousand Sixteen

PRESENT

The Hon`ble Ms.Justice V.M.VELUMANI

CRL OP(MD) No.12115 of 2016

MASANA MUTHU,

... PETITIONER/ACCUSED (SINGLE)

Vs

THE STATE REPRESENTED BY,
THE INSPECTOR OF POLICE,
ASARIPALLAM POLICE STATION,
KANYAKUMARI DISTRICT.
(CRIME NO.152 OF 2002)

... RESPONDENT/COMPLAINANT

For Petitioner : M/S R.ANAND Advocate

For Respondent : Mr.P.KANNITHEVAN, Government Advocate (Crl. Side)

PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent police for the alleged offence under Section 379 of IPC, in C.C.No.152 of 2002, on the file of the learned Judicial Magistrate No.I, Nagercoil, seeks anticipatory bail.

2. It is submitted by the learned counsel for the petitioner that due to the absence of the petitioner, non bailable warrant was issued against the petitioner on 18.10.2012 by the learned Judicial Magistrate No.I, Nagercoil.

3. The learned Government Advocate (Crl. Side) submitted that due to absence of the petitioner for one hearing, non bailable warrant was issued against the petitioner and the petitioner may be directed to approach the Court for recalling the warrant.

4. Considering the fact that non bailable warrant was issued against the petitioner for his absence, there shall be a direction to the petitioner to surrender before the learned Judicial Magistrate No.I, Nagercoil, and to file a petition for recalling the warrant and the learned Judicial Magistrate No.I, Nagercoil, is directed to consider the same on the same day and pass orders on merits in accordance with law.



5. Accordingly, this petition is disposed of.

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sd/-
20/07/2016

Sub-Assistant Registrar (C.S.)
Madurai Bench of Madras High Court,
Madurai - 625 023.

TO

- 1 THE JUDICIAL MAGISTRATE-I,
NAGERCOIL
- 2 THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL
- 3 THE INSPECTOR OF POLICE,
ASARIPALLAM POLICE STATION, KANYAKUMARI DISTRICT.
- 4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S R.ANAND Advocate SR.No.37147

ORDER
IN
CRL OP(MD) No.12115 of 2016
Date :20/07/2016

am

SH/GSV-PM/SAR-III:25.07.2016:2P/6C