



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

Friday, the Thirtieth day of June Two Thousand Seventeen

PRESENT

The Hon`ble Mrs.Justice J.NISHA BANU

CRL OP (MD) No.8178 of 2017

DAVID

... PETITIONER /7TH ACCUSED

Vs

THE STATE OF TAMIL NADU
THE INSPECTOR OF POLICE
THUCKALAI POLICE STATION,
KANYAKUMARI DISTRICT.

(CRIME NO. 563 OF 1997) ... RESPONDENT / COMPLAINANT

For Petitioner : M/S.M.R.SREENIVASAN Advocate

For Respondent : MR.A.RAMAR, ADDITIONAL PUBLIC PROSECUTOR

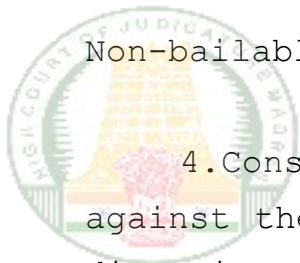
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who is accused No.7 in Crime No.563 of 1997 on the file of the respondent police, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 147, 148, 324, 326, 307, 396, 450, 455, 427, 325 r/w 307, 302, 149 of IPC and Section 3 of Explosive and substances Act, which is now pending in PRC.No.13 of 2004 on the file of the learned Judicial Magistrate Court, Padmanabhapuram, seeks anticipatory bail.

2.Heard the learned counsel for the petitioner and the learned Additional Public Prosecutor for the respondent/State.

3.The learned Additional Public Prosecutor, on instructions, would submit that due to absence of the petitioner, non-bailable warrant was issued against the petitioner by the trial Court on 12.05.2017. He further submitted that the case is pending before the Court concerned without any progress because of the pendency of



Non-bailable warrant.

4. Considering the fact that non-bailable warrant was issued against the petitioner for his absence, there shall be a direction, directing the petitioner to surrender before the learned Judicial Magistrate Court, Padmanabhapuram and to file a petition for recalling the warrant within 10 days from the date on which the order copy made ready and the learned Judicial Magistrate, 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.

sd/-
30/06/2017

/ TRUE COPY /

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

TO

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

+1. CC to M/S.M.R.SREENIVASAN Advocate SR.No.25553

GJM/PM/PN/SAR-3-5.7.17-2P-6C

ORDER
IN
CRL OP(MD) No.8178 of 2017
Date :30/06/2017