

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED : 26.09.2018

CORAM:

The Hon'ble Mr.Justice P. RAJAMANICKAM

CRL.O.P.No.22802 of 2018

M/s.P.M.S.Financiers,
Represented by Mr.Dinesh Kumar
Managing partner

.. Petitioner

Vs.

1.The Superintendent of Police,
Kanchipuram District,
Kanchipuram.

2. The Inspector of Police,
H-2, Guduvancherry Police Station,
Guduvancherry-603202.

3. Mr.S.Abdulgani

.. Respondents

PRAYER: Criminal Original Petition filed under Section 482 of Cr.P.C. praying to direct the first and second respondent to execute the Non-Bailable warrant issued in C.C.No.2232 of 2016 on the file of the Hon'ble FTC-II Metropolitan Magistrate, Egmore, Chennai against the third respondent/accused within specific time.

For Petitioner : Mr.T.V.Suresh Kumar

For Respondents : Ms.M.Prabhavathi
Additional Public Prosecutor
for R1&R2

O R D E R

This petition has been filed by the complainant to direct the first and second respondent to execute the Non-Bailable warrant issued against the third respondent in C.C.No.2232 of 2016 on the file of the learned FTC-II Metropolitan Magistrate, Egmore, Chennai.

2. The learned counsel for the petitioner has submitted that the petitioner herein has filed a private complaint under section 138 of the Negotiable Instruments Act against the third respondent and based on the said complaint, the learned FTC-II Metropolitan Magistrate, Egmore, Chennai has taken the case on file in C.C.No. 2232 of 2016 and tried the case. He

further submitted that when the case was posted for defence side evidence, the third respondent not appeared and hence non bailable warrant was issued on 30.10.2017, but, so far, the respondents 1 and 2 have not taken any steps to execute the said warrant and hence he requests to direct the respondents 1 and 2 to execute the said warrant at early.

3. The learned Public Prosecutor has submitted that two months time may be granted for executing the non-bailable warrant.

4. Considering the aforesaid submissions, the respondent No.2 is directed to execute the non bailable warrant within six weeks from the date of receipt of copy of this order.

5. With the aforesaid directions, this petition is disposed of.

vsn/vv

Sd/-
Deputy Registrar

/true copy/

Sub Asst. Registrar

To

1. The FTC-II Metropolitan Magistrate,
Egmore, Chennai
2. The Superintendent of Police,
Kanchipuram District,
Kanchipuram.
3. The Inspector of Police,
H-2, Guduvancherry Police Station,
Guduvancherry-603202
4. The Public Prosecutor, High Court of Madras,
Chennai.

+ 2 ccs to M/s.Genicon & Associates, Advocate Sr 67259

KR/12/11/18

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