

IN THE HIGH COURT OF JUDICATURE AT MADRAS

(Criminal Jurisdiction)

Thursday, the Fifteenth day of November Two Thousand Eighteen

PRESENT

The Hon`ble Mr Justice G.K. ILANTHIRAIYAN

CRIMINAL ORIGINAL PETITION No.25254 of 2018

IN

S.C.NO.284 OF 2008

[On the file of III Additional Subordinate Judge, Coimbatore,
Coimbatore District]

MURUGAN @ PATTY MURUGAN [PETITIONER / ACCUSED]

Vs

STATE REP BY ITS [RESPONDENT]
THE INSPECTOR OF POLICE,
B8-VARIETY HALL ROAD CRIME POLICE STATION,
COIMBATORE,
COIMBATORE DISTRICT.
CR.NO.53 OF 2003.

For Petitioner : M/S.K.M.VIJAYAN ASSOCIATES Advocate

For Respondent : M/S.M.PRABHAVATHI, ADDITIONAL PUBLIC PROSECUTOR

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 offences punishable under Sections 395 r/w 397 r/w 120(b) and 109 IPC and 414 IPC in Crime No.53 of 2003, seeks anticipatory bail.

2.The learned counsel appearing for the petitioner would submit that on 07.09.2017, due to illness, the petitioner was not able to appear before the learned III Additional Subordinate Judge, Coimbatore, Coimbatore District, in respect of the case in S.C.No.284 of 2008 and hence, non bailable warrant has been issued against the petitioner. He would further submit that the said absence is neither willful nor wanton and he undertakes that the petitioner shall appear before the Court below regularly on all future hearing dates without fail.

3.Heard the learned Additional Public Prosecutor appearing for the respondent.

4.Considering the undertaking given by the learned counsel for

the petitioner, the petitioner is directed to appear before the learned III Additional Subordinate Judge, Coimbatore, Coimbatore District, within a period of 2 weeks from today and to file a petition to recall NBW already issued against him. On filing of such petition, the concerned learned III Additional Subordinate Judge, Coimbatore, Coimbatore District is directed to consider the same on merits in accordance with law and pass orders on the same day.

5.This criminal original petition is disposed of accordingly.

-sd/-
15/11/2018

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE III ADDITIONAL SUBORDINATE JUDGE,
COIMBATORE, COIMBATORE DISTRICT.

2 THE PUBLIC PROSECUTOR
HIGH COURT, MADRAS.

3 THE INSPECTOR OF POLICE,
B8-VARIETY HALL ROAD CRIME POLICE STATION,
COIMBATORE, COIMBATORE DISTRICT.

+1CC to M/S.K.M.VIJAYAN ASSOCIATES Advocate on payment of
necessary charges SR NO.21506

CRL OP.25254/2018

MK:19/11/2018

Date :15/11/2018

WEB COPY