



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 13.04.2018

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THE HON'BLE MR.JUSTICE G.R.SWAMINATHAN

Crl.O.P.(MD) Nos.5737 of 2018

Murugesan

.. Petitioner

-Vs-

The State rep. by its
The Sub Inspector of Police,
Aravayal Police Station,
Sivagangai District.
Crime No. 228 of 2015

.. Respondent

Prayer: Criminal Original petition is filed under Section 482 Cr.P.C., for issuing a direction to the learned Judicial Magistrate to accept the recall petition of the petitioner for recalling the Non Bailable Warrant against the petitioner in C.C.No. 13 of 2016 on the file of the learned Judicial Magistrate, Devakottai in Crime No.228 of 2015 on the file of the respondent police.

For Petitioner : Mr. J. Anandkumar

For Respondent : Mr. Prabhu Ramachandran
Government Advocate (Crl. Side)

O R D E R

The petitioner is facing trial in C.C.No. 13 of 2016 on the file of the learned Judicial Magistrate, Devakottai. Due to non appearance of the petitioner, Non Bailable warrant issued against him on 21.06.2016.

2. The learned counsel appearing for the petitioner undertakes that the petitioner shall regularly appear before the Trial Court on all future hearing dates. If the petitioner is not able to comply with the condition, he would file a petition under Section 317 Cr.P.C. If this condition is contravened, this order shall stand cancelled.

3. Recording the above undertaking given by the learned counsel appearing for the petitioner, the petitioner is directed to appear before the Trial Court on the next hearing date and shall file a petition for recalling the Non Bailable Warrant issued against him, dated 21.06.2016, and on filing such petition, the learned Trial Magistrate, is directed to recall the Non Bailable



Warrant on the same day.

4. Accordingly, this Criminal Original Petition is allowed.

Sd/-

Assistant Registrar(CS-III)

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Sub Assistant Registrar

To

1. The Judicial Magistrate, Devakottai

2. The Sub Inspector of Police,
Aravayal Police Station,
Sivagangai District.

3. The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

+1CC to Mr.J.Anandkumar, Advocate, SR.No. 61311

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AM/SV MMS/SAR 3/19.04.2018/2P/5C