



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

Tuesday, the Twenty Fourth day of April Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.R.SWAMINATHAN

CRL OP (MD) No.6856 of 2018

DAVID

... PETITIONER/ACCUSED NO.5

Vs

STATE REPRESENTED BY
THE INSPECTOR OF POLICE
THUCKALAI POLICE STATION, THUCKALAI,
KANYAKUMARI DISTRICT.
IN CR NO. 563 OF 1997

... RESPONDENT / COMPLAINANT

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

For Respondent : MR.A.ROBINSON, Government Advocate (Cr1. Side)

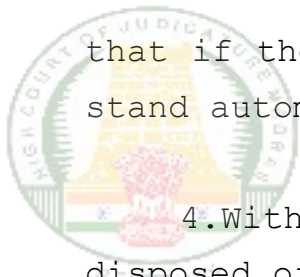
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner, who is shown as A5, apprehending arrest at the hands of the respondent police on the basis of NBW issued on 16.08.2017 in P.R.C.No.36 of 2017 by the learned Judicial Magistrate, Padmanabhapuram, seeks anticipatory bail.

2.The petitioner was absent on 16.08.2017. Hence, non-bailable warrant was issued. The petitioner undertakes that he will regularly appear not only on all hearings before the committal court but also during the trial. If the said undertaking is not complied with, it is for him to file an application under Section 317 Cr.P.C.

3.Recording the said undertaking given by the petitioner, the petitioner is directed to appear before the committal court on the next hearing date and shall file an application to recall the warrant and the learned Magistrate concerned is directed to consider the same and recall the warrant on the same day. It is made clear



that if the said undertaking is not complied with, this order shall stand automatically vacated.

4. With the above directions, this Criminal Original Petition is disposed of.

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sd/-
24/04/2018

/ TRUE COPY /

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

TO

- 1 THE JUDICIAL MAGISTRATE, PADMANABHAPURAM
- 2 DO THROUGH THE CHIEF JUDICIAL MAGISTRATE,
KANYAKUMARI DISTRICT AT NAGERCOIL
- 3 THE INSPECTOR OF POLICE
THUCKALAI POLICE STATION, THUCKALAI,
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.6982

SMN2

GJM/CSL/RNB./26.4.18-2P-6C

ORDER
IN
CRL OP(MD) No.6856 of 2018
Date :24/04/2018