



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

Thursday, the Twenty First day of June Two Thousand Eighteen

PRESENT

**The Hon`ble Mr.Justice D.KRISHNAKUMAR**

CRL MP (MD) No.4515 of 2018  
IN  
CRL OP (MD) No.7106 of 2016

1 AHAMED  
2 RAHA MOHAMMED  
3 RAJENA

... PETITIONERS/PETITIONERS

Vs

1 THE STATE REPRESENTED BY ITS,  
THE INSPECTOR OF POLICE  
CHINNAMANUR POLICE STATION,  
THENI DISTRICT,  
CR NO. 723 OF 2015.

...1ST RESPONDENT/COMPLAINANT

2 MOHAMMED FEROZKHAN

... 2ND RESPONDENT/DEFACTO  
COMPLAINANT

Petition praying that in the circumstances stated therein and in the petition filed therewith the High Court will be pleased to recall the warrant dated 04/05/2018 issued by the Learned Judicial Magistrate, Uthamapalayam, Theni District in C.C.No.370/2015.

Order : This petition coming on for orders upon perusing the petition filed in support thereof and upon hearing the arguments of M/S R.SURIYA NARAYANAN, Advocate for the petitioners and the Public Prosecutor for the first Respondent Mr.J.LAWRANCE, Advocate for the 2nd Respondent the court made the following order:-

This petition has been filed to recall the warrant issued to the petitioner by the learned Judicial Magistrate, Uthamapalayam, in C.C.No.370 of 2015.

2. The learned counsel for the petitioner submitted that this Court had earlier granted an order of interim stay of all further proceedings in Crl.O.P.(MD)No.7106 of 2016 and notice was also ordered. But, the Trial Court, without considering the said aspect, has issued the Non Bailable Warrant against the petitioner. Therefore, the petitioner has filed this petition before this Court.



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petitioner, the non bailable warrant issued by the Trial Court is recalled and set aside.

4. This Miscellaneous Petition is allowed, accordingly.

sd/-  
21/06/2018

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

TO

- 1 THE JUDICIAL MAGISTRATE, UTHAMAPALAYAM
- 2 THE CHIEF JUDICIAL MAGISTRATE, THENI DISTRICT.
- 3 THE INSPECTOR OF POLICE, CHINNAMANUR POLICE STATION,  
THENI DISTRICT
- 4 THE ADDL PUBLIC PROSECUTOR  
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. C.C. to M/S R. SURIYA NARAYANAN Advocate SR.No.11050

GJM/PMI/ASVM/3.7.18-2P-6C

ORDER  
IN  
CRL MP (MD) No.4515 of 2018  
IN  
CRL OP (MD) No.7106 of 2016  
Date : 21/06/2018