



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

Friday, the Thirteenth day of July Two Thousand Eighteen

PRESENT

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

CRL OP(MD) No.11868 of 2018

A.RADHAKRISHNAN

... PETITIONER /3rd ACCUSED

Vs

THE STATE REPRESENTED BY
THE INSPECTOR OF POLICE,
KALIAKKAVILAI POLICE STATION,
KANYAKUMARI DISTRICT.
Crime No.373 of 2011

... RESPONDENT/ COMPLAINANT

For Petitioner : Mr.F.DEEPAK Advocate

For Respondent : Mr.A.ROBINSON Govt. Advocate (Crl. Side)

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

ORDER : The Court Made the following order :-

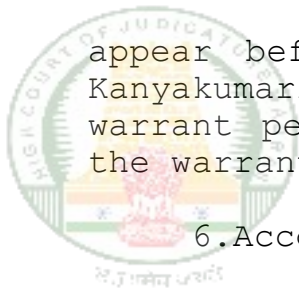
The petitioner, who apprehends arrest at the hands of the respondent police in C.C.No.373 of 2014 on the file of the learned Judicial Magistrate No.I, Kuzhithurai, Kanyakumari District, seeks anticipatory bail.

2.The petitioner was absent on 24.10.2016 during the trial in C.C.No.373 of 2014 before the learned Judicial Magistrate No.I, Kuzhithurai, Kanyakumari District. Therefore, Non-Bailable Warrant came to be issued.

3.The learned counsel appearing for the petitioner undertakes that the petitioner shall appear before the Court below regularly on all future hearing dates without fail.

4.If the petitioner fails to appear before the Court below for future hearings, he is entitled to file appropriate petition under Section 317 Cr.P.C. Even if on one hearing, he is absent and no application is filed for condoning his absence, this order granting anticipatory bail shall stand cancelled.

5.Recording the abovesaid undertaking given by the learned counsel appearing for the petitioner, the petitioner is permitted to



appear before the learned Judicial Magistrate No.I, Kuzhithurai, Kanyakumari District on next hearing date and to file a recall warrant petition. The concerned Magistrate is directed to recall the warrant on the same day.

6. Accordingly, the Criminal Original Petition is allowed.

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13/07/2018

/ TRUE COPY /

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

TO

1. THE JUDICIAL MAGISTRATE NO.I, KUZHITHURAI,
KANYAKUMARI DISTRICT.
 2. THE CHIEF JUDICIAL MAGISTRATE, KANYAKUMARI DISTRICT AT NAGARKOVIL.
 3. THE INSPECTOR OF POLICE,
KALIAKKAVILAI POLICE STATION,
KANYAKUMARI DISTRICT.
 4. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.
- +1. CC to Mr.F.DEEPAK Advocate SR.No.12929

ORDER
IN
CRL OP(MD) No.11868 of 2018
Date :13/07/2018

TK/MMS/GSR/17.07.2018/2P-6C