



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

Wednesday, the Twenty Fifth day of July Two Thousand Eighteen

WEB COPY

PRESENT

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

CRL OP(MD) No.12704 of 2018

CHENKOTTUVEL

... PETITIONER/SOLE ACCUSED

Vs

THE STATE REP BY
THE INSPECTOR OF POLICE
KOLLENCODE POLICE STATION,
KANYAKUMARI
CRIME NO.114/2012

... RESPONDENT/COMPLAINANT

For Petitioner : M/S.S.SIVAKUMAR 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 apprehending arrest at the hands of the respondent police for the offences punishable under Sections 304(A) IPC in connection with Non Bailable Warrant issued in C.C.No.157 of 2013 on the file of the Judicial Magistrate No.II, Kuzhithurai, seeks anticipatory bail.

2.The petitioner was absent on 06.12.2017 during the trial in C.C.No. 157 of 2013 before the learned Judicial Magistrate No.II, Kuzhithurai. 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 above said undertaking given by the learned counsel appearing for the petitioner, the petitioner is permitted to appear before the trial Court on next hearing date and to file a



recall warrant petition. The concerned Judicial Magistrate is directed to recall the warrant on the same day.

6. Accordingly, the Criminal Original Petition is disposed of.

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sd/-
25/07/2018

/ TRUE COPY /

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

TO

1 THE JUDICIAL MAGISTRATE NO.II, KUZHITHURAI

2 THE CHIEF JUDICIAL MAGISTRATE
KANYAKUMARI DISTRICT AT NAGERCOIL

3 THE INSPECTOR OF POLICE
KOLLENCODE POLICE STATION,
KANYAKUMARI

4 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI

+1. CC to M/S.S.SIVAKUMAR Advocate SR.No.13970

ORDER
IN
CRL OP(MD) No.12704 of 2018
Date :25/07/2018

SMA/JC/SAR-4/31.07.2018:2P/6C