



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

Wednesday, the Fourteenth day of November Two Thousand Eighteen

WEB COPY

PRESENT

The Hon`ble Mr.Justice M.NIRMAL KUMAR

CRL OP(MD) No.20350 of 2018

SURENDRAN

... PETITIONER /2nd ACCUSED

Vs

STATE REP. BY
THE INSPECTOR OF POLICE,
NITHIRAVILAI POLICE STATION,
KANYAKUMARI DISTRICT.
IN CRIME NO. 181 OF 2013

... RESPONDENT / COMPLAINANT

For Petitioner : MR.B.RAJESH SARAVANAN Advocate

For Respondent : MR.K.SUYAMBULINGA BHARATHI,
Government Advocate (Crl.Side)

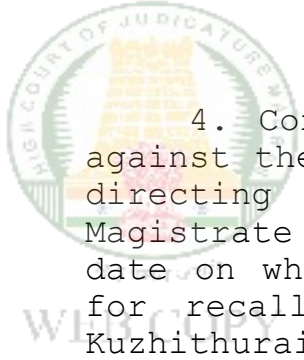
PETITION FOR ANTICIPATORY BAIL Under Sec. 438 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner / Accused No.2, who apprehends arrest at the hands of the respondent police in P.R.C.No.8 of 2015 on the file of the learned Judicial Magistrate No.II, Kuzhithurai, for the alleged offences punishable under Sections 294(b), 353, 307 and 379 IPC and Section 4 (1) (A) r/w Section 21 (1) of Mines and Minerals Regulation Act 1957, Section 36(A) of Mines and Minerals Concessions Rule, 1959 in Crime No.181 of 2013, seeks anticipatory bail.

2. The learned counsel appearing for the petitioner states that due to an avoidable situation, the petitioner failed to make his appearance on 07.12.2017, before the concerned Court. He would further state that the petitioner was already released on bail in this case.

3.The learned Government Advocate (Crl.side) appearing for the respondent would submit on instructions that due to the absence of the petitioner on 07.12.2017, Non Bailable Warrant was issued against the petitioner and the same is pending.



4. Considering the fact that non bailable warrant was issued against the petitioner for his absence, there shall be a direction, directing the petitioner to surrender before the learned Judicial Magistrate No.II, Kuzhithurai, within a period of 10 days from the date on which the order copy is made ready and to file a petition for recalling the warrant and the learned Judicial Magistrate, Kuzhithurai, is directed to consider the same on the same day and pass orders on merits and in accordance with law.

5. Accordingly, the Criminal Original Petition is closed .

sd/-
14/11/2018

/ 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 JUDICIAL MAGISTRATE,
KUZHITHURAI.
- 3 DO THROUGH THE CHIEF
JUDICIAL MAGISTRATE, KANYAKUMARI.
- 4 THE INSPECTOR OF POLICE
NITHIRAVILAI POLICE STATION,
KANYAKUMARI DISTRICT.
- 5 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1. CC to M/S.B.RAJESH SARAVANAN Advocate SR.No. 95263

ORDER
IN
CRL OP(MD) No.20350 of 2018
Date :14/11/2018

JM/VR MMS/SAR 1/26.11.2018/2P/7C