



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

Friday, the Thirty First day of August Two Thousand Eighteen

PRESENT

The Hon`ble Mr.Justice G.K.ILANTHIRAIYAN

CRL OP(MD) No.15553 of 2018

ASEER NESA RAJ

... PETITIONER/ SOLE ACCUSED

Vs

THE STATE REPRESENTED BY
THE INSPECTOR OF POLICE
COLACHEL POLICE STATION,
KANYAKUMARI DISTRICT
Crime No.94/2014

... RESPONDENT/ COMPLAINANT

For Petitioner : Mr.K.P.NARAYANAKUMAR Advocate

For Respondent : Mr.A.P.G.OHM CHAIRMA PRABHU
Govt. Advocate (Crl. Side)

PETITION FOR BAIL Under Sec. 439 Cr.P.C.

ORDER : The Court Made the following order :-

The petitioner is in judicial custody from 06.01.2018 for the offences punishable under Sections 341, 294(b), 307 I.P.C. r/w Section 3(i) of TNPPDL Act in Crime No.94 of 2014 on the file of the respondent Police. He seeks bail.

2.Heard the learned counsel appearing for the petitioner and the learned Government Advocate (Crl. side) for the respondent.

3.The learned counsel appearing for the petitioner would submit that due to his ill health he was unable to appear before the Court below on the hearing date. The learned counsel appearing for the petitioner would further submit that the petitioner shall appear before the Court below regularly on all future hearings without fail.

4.The learned Government Advocate (Crl. side) appearing for the respondent would submit that the petitioner was absent during the trial in S.C.No.09 of 2018 on the file of the Sessions Court, Kanyakumari, Nagercoil. Therefore, non bailable warrant came to be issued on 24.12.2017.



5.The petitioner is directed to surrender before the Sessions Court, Kanyakumari, Nagercoil, and file a petition to recall the NBW issued against him. The concerned Magistrate is directed to consider the same on merits and pass orders on the same day.

5.The Criminal Original Petition is disposed of accordingly.

sd/-
31/08/2018

/ TRUE COPY /

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

TO

- 1.THE SESSIONS JUDGE
KANYAKUMARI, NAGERCOIL.
 - 2.THE INSPECTOR OF POLICE
COLACHEL POLICE STATION,
KANYAKUMARI DISTRICT.
 - 3.THE SUPERINTENDENT,
CENTRAL JAIL, PALAYAMKOTTAI.
 - 4.THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH Court, MADURAI.
- +1. CC to Mr.K.P.NARAYANAKUMAR Advocate SR.No.16628

ORDER
IN
CRL OP(MD) No.15553 of 2018
Date :31/08/2018

TK/PN/SAR.4/31.08.2018/2P-6C