

IN THE HIGH COURT OF JUDICATURE AT MADRAS  
DATED : 04.03.2019  
CORAM:  
THE HONOURABLE MR. JUSTICE G.K.ILANTHIRAIYAN  
Crl.O.P.No.5630 of 2019

K.Sivakumar

...Petitioner

Vs.

1.State rep. by  
The Commissioner of Police  
Vepery, Chennai

2.Deputy Commissioner of Police  
Adayar, Chennai 600 020

3.Inspector of Police ( L & o)  
Neelankarai Police Station  
Chennai 600 041

...Respondents

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C., to direct the 2<sup>nd</sup> and 3<sup>rd</sup> respondents to execute the Non Bailable Warrant against one J.Venkatraman S/o.Jayaraman, in S.T.C.No.346 of 2015 on the file of the Judicial Magistrate, Fast Track Court, Magisterial Level, Poonamallee.

For Petitioner : Mr.K.Venkatesan

For Respondent : Mr.C.Raghavan  
Govt. Advocate(Crl. Side)

सत्यमेव जयते  
ORDER

This Criminal Original Petition has been filed by the petitioner under Section 482 Cr.P.C., to direct the 2<sup>nd</sup> and 3<sup>rd</sup> respondents to execute the Non Bailable Warrant against one J.Venkatraman S/o.Jayaraman, in S.T.C.No.346 of 2015 on the file of the Judicial Magistrate, Fast Track Court, Magisterial Level, Poonamallee.

2.The learned counsel for the petitioner would submit that the petitioner filed a complaint under Section 138 of Negotiable Instruments Act before the learned Judicial Magistrate Fast Track Court. The accused was convicted and was ordered to undergo sentence of 12 months and Non Bailable Warrant is also

issued on 24.11.2017 executable by the 3<sup>rd</sup> respondent to produce the convicted person and the warrant remains in force till now. The learned counsel would further submit that the 3<sup>rd</sup> respondent police has not executed the same till now.

3.Hence, the petitioner filed a petition before the 1<sup>st</sup> respondent to execute the Non Bailable Warrant pending with the 3<sup>rd</sup> respondent and to execute the same. The 1<sup>st</sup> respondent forwarded the said petition to the 2<sup>nd</sup> respondent i.e. The Deputy Commissioner, Adyar for further action in this matter. Till date no progress was made to execute the Non Bailable Warrant issued by the competent Court. Hence, the petitioner is before this Court.

4.Admittedly, the Non Bailable Warrant is pending on the file of the 3<sup>rd</sup> respondent. Therefore, the 3<sup>rd</sup> respondent is hereby directed to execute the Non Bailable Warrant issued by the Judicial Magistrate Fast Track Court, Magisterial Level, Poonamallee against one J.Venkatraman, S/o.Jayaraman in S.T.C.No.346 of 2015 within a period of four weeks from the date of receipt of a copy of this order.

5.Accordingly, this Criminal Original Petition stands disposed of.

Sd/-  
Assistant Registrar(CS VI)

//True Copy//

Sub Assistant Registrar

kas/ssr

To

1.State rep. by  
The Commissioner of Police  
Vepery, Chennai

2.Deputy Commissioner of Police  
Adayar, Chennai 600 020

3.Inspector of Police ( L & o)  
Neelankarai Police Station  
Chennai 600 041

4.The Public Prosecutor,  
High Court of Madras, Madras.

CrI.O.P.No.5630 of 2019

nr 09/04/2019



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