



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED : 25.02.2020

CORAM:

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THE HONOURABLE MR.JUSTICE G.R.SWAMINATHAN

**Crl.O.P. (MD) No.14261 of 2016
and
Crl.M.P. (MD) No.6800 of 2016**

Kuralrajan

... Petitioner

-vs-

1.The Superintendent of Police,
Virudhunagar District.

2.The Deputy Superintendent of Police,
Virudhunagar, Virudhunagar District.

3.State represented by
The Inspector of Police,
Soolakarai Police Station,
Virudhunagar.
(Now Crime No.49 of 2015 is pending
before third respondent)

4.State represented by
The Inspector of Police,
Bazaar Police Station,
Virudhunagar,
(Crime No.49 of 2015)

5.V.Vigneshram
(R5 is impleaded vide Court order
dated 21.01.2019 in CRL MP(MD).10192 of 2018)

... Respondents

PRAYER: Petition filed under Section 482 of the Criminal Procedure Code to direct the respondents to effect the secure of absconding accused viz. Kanagavel (A1), S/o.S.S.P.P.Palanichamy Nadar, Ramesh (A2), S/o.S.S.P.P.Kanagavel, Vigneshram (A3), S/o.Vishnuram, Guruprasad(A4), S/o.Ramesh, Pounraj(A5), S/o.Rajamanickam in Crime No.49 of 2015 registered under Section 406, 420 IPC pending before the third respondent.



For Petitioners : Mr.G.Mariappan
For R1 to R4 : Mr.A.Robinson
Government Advocate (Cr1.side)
For R5 : Mr.N.Mohideen Basha

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ORDER

The prayer in this Criminal Original Petition is for directing the respondents to secure the absconding accused.

2.I am afraid that this Court does not have the power to grant such a prayer. This position has been clarified by the Hon'ble Supreme Court as early as in the year 1967 in the case of **Abhinandan Jha and others Vs. Dinesh Mishra** reported in **1968 AIR 117**.

3.Accordingly, this Criminal Original Petition is dismissed as not maintainable.

Sd/-

Assistant Registrar(AD-II)

// True Copy //

/ /2020

Sub Assistant Registrar(CS)

pnn

To

1.The Superintendent of Police,
Virudhunagar District.

2.The Deputy Superintendent of Police,
Virudhunagar, Virudhunagar District.

3.The Inspector of Police,
Soolakarai Police Station, Virudhunagar.

4. The Inspector of Police,
Bazaar Police Station, Virudhunagar.

5.The Additional Public Prosecutor,
Madurai Bench of Madras High Court, Madurai.

Cr1.O.P. (MD) No.14261 of 2016
25.02.2020

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TR(28.02.2020)2P 6C

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