

IN THE HIGH COURT OF JUDICATURE AT MADRAS

Dated : 01.02.2021

CORAM :

THE HON'BLE MR. JUSTICE P. VELMURUGAN

Crl.O.P.No.1303 of 2021

Sadham Hussain

... Petitioner

Vs.

The State Rep. by
The Inspector of Police,
Saravanampatti Police Station
Coimbatore District.
(Crime No.174 of 2015)

... Respondent

PRAYER: Criminal Original Petition is filed under Section 438 of Criminal Procedure Code to enlarge the petitioner on bail in the event of his arrest in Crime No.174 of 2015 pending investigation on the file of the Respondent.

For Petitioner : Mr.M.Seeni Sulthan

For Respondent : Mr.S.Karthikeyan
Addl. Public Prosecutor

ORDER

The respondent police has registered the criminal case against the petitioner for an alleged offence under Sections 302 of I.P.C. in Crime No.174 of 2015. Subsequently, the investigation has been completed, the charge sheet has been filed and the same was taken on file in P.R.C.No.25 of 2015 on the file of learned Judicial Magistrate No.II, Coimbatore. At this stage, the petitioner has filed the present petition apprehending arrest that the non-bailable warrant is pending and he would be arrested by the respondent police.

2. The learned Additional Public Prosecutor appearing for the respondent would submit that there is no warrant is pending against the petitioner, which is only P.R.C.No.25 of 2015 and the summons was issued to the petitioner.

3. On a perusal of records, and as stated by the learned Additional Public Prosecutor, there is no warrant is pending against the petitioner and the case is pending before the learned Judicial Magistrate No.II, Coimbatore in P.R.C.No.25 of 2015. Therefore, at this stage, the apprehension of the petitioner is not supporting with

any materials. Hence, this petition is liable to be dismissed. Accordingly, this Criminal Original petition is dismissed.

-sd/-
01/02/2021

This order, on being produced, be punctually observed and carried into execution by all concerned

TRUE COPY

Sub-Assistant Registrar (Statistics/C.S.)
High Court, Madras - 600 104.

TO

1 THE JUDICIAL MAGISTRATE NO.II,
COIMBATORE.

2 THE CHIEF JUDICIAL MAGISTRATE,
COIMBATORE [FOR INFORMATION].

3 THE PUBLIC PROSECUTOR,
HIGH COURT, MADRAS.

4 THE INSPECTOR OF POLICE,
SARAVANAMPATTI POLICE STATION,
COIMBATORE DISTRICT.

CC to M/S.M.SEENI SULTHAN Advocate on payment of necessary charges

CRL OP.1303/2021

Date :01/02/2021

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MN-05/02/2021