



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

Date : 04/01/2021

PRESENT

WEB COPY

The Hon'ble Mr. Justice M.NIRMAL KUMAR

CRL OP(MD). No.15845 of 2020

T.Sasi @ Kanagaraaj

... Petitioner/Accused-2

Vs

1. The State of Tamil Nadu,
Rep. by The Inspector of Police,
District Crime Branch,
Theni District.

... Respondent/Complainant

2. The Inspector of Police,
Bodinayakanur Sub Division,
Bodinayakanur,
Theni District.

... Respondent/Defacto Complainant

For Petitioner : Mr.Muthu Vijaya Pandian.P, Advocate.

For Respondent : Mr.R.Srinivasan,
Government Advocate (Crl.Side)

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

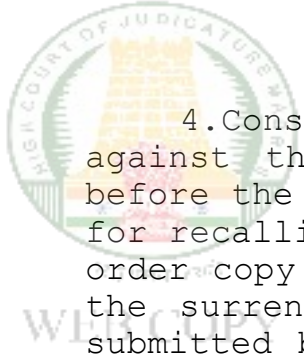
PRAYER :- For Anticipatory Bail in Crime No. 374 of 2012 on the file of the respondent police.

ORDER : The Court made the following order :-

The petitioner, who is arrayed as Accused No.2 in Crime No.10 of 2010 on the file of the respondent police, apprehends arrest at the hands of the respondent police for the alleged offences punishable under Sections 51 and 52 of IPO Act, 1898 and Sections 409 and 420 of IPC, which is now pending in C.C.No.374 of 2012 on the file of the Judicial Magistrate Court, Theni, and hence, seeks anticipatory bail.

2.Heard the learned counsel for the petitioner and the learned Government Advocate (criminal side) for the respondent police.

3.The learned Government Advocate (criminal side) appearing for the respondent on instructions submitted that due to absence of the petitioner, non-bailable warrant was issued against the petitioner by the trial Court on 10.11.2020. He further submitted that the case is pending before the Court concerned without any progress because of the pendency of non-bailable warrant against the petitioner.



4.Considering the fact that non-bailable warrant is pending against the petitioner, the petitioner is directed to surrender before the learned Judicial Magistrate, Theni and to file a petition for recalling the warrant, within 15 days from the date on which the order copy made ready and the concerned Court is directed to accept the surrender of the petitioner and consider the petition to be submitted by the petitioner for recalling the warrant, on the same day of his surrender, on merits and in accordance with law.

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

sd/-

04/01/2021

/ TRUE COPY /

/ /2021

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

Note : In view of the present lock down owing to COVID-19 pandemic, a web copy of the order may be utilized for official purposes, but, ensuring that the copy of the order that is presented is the correct copy, shall be the responsibility of the advocate/litigant concerned.

TO

1. THE JUDICIAL MAGISTRATE, THENI.
2. DO-THROUGH : THE CHIEF JUDICIAL MAGISTRATE,
THENI DISTRICT.
3. THE INSPECTOR OF POLICE,
DISTRICT CRIME BRANCH,
THENI DISTRICT.
4. THE INSPECTOR OF POLICE,
BODINAYAKANUR SUB DIVISION,
BODINAYAKANUR,
THENI DISTRICT.
5. THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT,
MADURAI.

+1 CC to M/s.P.MUTHU VIJAYA PANDIAN, Advocate (SR-35[I] dated 05/01/2021)

ORDER IN

CRL OP(MD) No.15845 of 2020

Date :04/01/2021