



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 20.12.2021

CORAM:

THE HONOURABLE MR. JUSTICE G.R. SWAMINATHAN

Crl.O.P (MD)No.20230 of 2021

Karthik

... Petitioner / Complainant

Vs

1.State rep. by

The Inspector of Police,
Manamelkudi Taluk,
Pudukottai District.

... Respondent

2.Abraham

... 2nd Respondent / Accused

PRAYER: Petition filed under Section 482 Code of Criminal Procedure, to direct the first respondent police to execute the bailable warrant issued against the second respondent by the learned Judicial Magistrate Court, Aranthangi, Pudukottai District in C.C.No.116 of 2020 dated 22.01.2021 within a stipulated time as may be fixed by this Court.

For Petitioner : Mr.B.Anandan

For R1 : Mr.Sakthi Kumar
Government Advocate (Crl.side)

ORDER

Heard the learned counsel for the petitioner and the learned Government Advocate (Crl.side) for R1. Considering the nature of relief to be granted, issuance of notice to the second respondent is dispensed with.

2. The petitioner is the complainant in C.C.No.116 of 2020 on the file of the Judicial Magistrate, Aranthangi. It is a private complaint filed under Section 138 of the Negotiable Instruments Act. Even though bailable warrant was issued against the second respondent way back in the year 22.01.2021, till date, it has not been executed.

3. The learned Government Advocate (Crl.side) states that the first respondent did not receive any bailable warrant from the concerned Court. Therefore, the jurisdictional Magistrate is directed to ensure that bailable warrant issued against the second respondent is duly executed by the first respondent or the concerned police authority at the earliest.



4. With this direction to the jurisdictional Court, this Criminal Original Petition is disposed of.

Sd/-

Assistant Registrar (CS III)

// True Copy //

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/ /2022

Sub Assistant Registrar(CS)

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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,
Aranthangi,
Pudukottai District.
- 2.The Inspector of Police,
Manamelkudi Taluk,
Pudukottai District.
- 3.The Additional Public Prosecutor,
Madurai Bench of Madras High Court,
Madurai.

Crl.O.P(MD)No.20230 of 2021
20.12.2021

MGJ(06.01.2022) 2P 4C