



Crl.O.P.No.23723 of 2022

IN THE HIGH COURT OF JUDICATURE AT MADRAS

DATED: 29.09.2022

CORAM:

THE HONOURABLE MR. JUSTICE **V.SIVAGNANAM**

Crl.O.P.No.23723 of 2022

Pandian @ Parthiban

... Petitioner

Vs.

State rep.by
Inspector of Police,
Sendamangalam Police Station,
Namakkal District.
(Crime No.183 of 2013)

... Respondent

PRAYER: Criminal Original Petition filed under Section 482 Cr.P.C. praying to recall the Non Bailable Warrant issued against the petitioner in SC.No.103 of 2021 dated 25.08.2021 on the file of the learned Judicial Magistrate, Sendamangalam, Namakkal District.

For Petitioner : Mr.C.T.Saravanan

For Respondent : Mr.S.Santhosh
Government Advocate (Crl. Side)



Crl.O.P.No.23723 of 2022

ORDER

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This Criminal Original Petition has been filed to recall the Non Bailable Warrant issued against the petitioner in SC.No.103 of 2021 dated 25.08.2021 on the file of the learned Judicial Magistrate, Sendamangalam, Namakkal District.

2. The learned counsel for the petitioner submitted that the petitioner is facing trial in S.C.No.103 of 2021 on the file of the learned Judicial Magistrate, Sendamangalam, Namakkal district for the offences punishable under Sections 34, 454, 380 of I.P.C., and due to his non appearance, the trial Court issued Non-bailable warrant as against the petitioner on 25.08.2021.

3. The learned Government Advocate (Crl.side) submitted that the case is pending from the year 2021 and due to non appearance of this petitioner the case is pending without any progress and hence vehemently opposed for allowing this petition.

4. Heard both sides and perused the materials available on record.



Crl.O.P.No.23723 of 2022

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5. This Court by exercising its power under Section 482 of Cr.P.C. decline to recall warrant and the petitioner is directed to approach the trial Court and explain the situation for non appearance before the trial Court. Hence, I find no merits in this petition. Accordingly this criminal original petition stands dismissed.

29.09.2022

Index: Yes/No
Speaking/Non speaking order
dpq



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Crl.O.P.No.23723 of 2022

V. SIVAGNANAM, J.

dpq

To:

1. The learned Judicial Magistrate,
Sendamangalam,
Namakkal District.
2. The Inspector of Police,
Sendamangalam Police Station,
Namakkal District.
3. The Public Prosecutor
High Court of Madras.

Crl.O.P. No.23723 of 2022

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