



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

(Criminal Jurisdiction)

Date : 25/04/2022

WEB COPY

PRESENT

The Hon`ble Mr.Justice K.MURALI SHANKAR

CRL OP(MD). No.7094 of 2022

Muthupandi @ Pandi

... Petitioner/1st Accused

Vs

The State rep.by,
The Inspector of Police,
Avaniyapuram Police Station,
Madurai City.
Crime No.311 of 2004.

... Respondent/Complainant

For Petitioner : MR.E.Balasubramanian,
Advocate.

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

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

PRAYER :-

To enlarge the petitioner on anticipatory bail in connection with S.C.No.9 of 2017 on the file of the learned V Additional District and Sessions Judge, Madurai.

ORDER : The Court made the following order :-

The petitioner/A.1, who apprehends arrest for the alleged offences under Sections 399 and 402 IPC in connection with Non-Bailable Warrant issued in S.C.No.9 of 2017, on the file of the learned V Additional District and Sessions Judge, Madurai, in Crime No.311 of 2004, seeks anticipatory bail.

2.The case of the prosecution is that the petitioner and other accused waylaid the de-facto complainant and demanded money from him by showing weapon. Hence, the complaint.

3.Admittedly, Non-Bailable Warrant (NBW) is pending against the petitioner from 15.03.2022 and the petitioner has not approached the trial Court to recall the warrant pending against him. Without availing the alternative remedy available before the trial Court, he has chosen to approach this Court directly. Moreover, the petitioner



Court to invoke Section 482 Cr.P.C. Hence, this Court is not inclined to grant anticipatory bail to the petitioner.

4. In the result, this Criminal Original Petition is dismissed.

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sd/-
25/04/2022

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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 V ADDITIONAL DISTRICT AND SESSIONS JUDGE,
MADURAI.
- 2 THE INSPECTOR OF POLICE
AVANIYAPURAM POLICE STATION, MADURAI CITY.
- 3 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

ORDER
IN
CRL OP(MD) No.7094 of 2022
Date : 25/04/2022

SJI
PKP/PN/SAR.IV/29.04.2022/2P/4C