



BEFORE THE MADURAI BENCH OF MADRAS HIGH COURT

DATED: 12.12.2022

PRESENT

THE HON'BLE MR.JUSTICE A.D.JAGADISH CHANDIRA

WEB COPY

CRL.O.P(MD)No.21909 of 2022

R.Kanagasabapathi

...Petitioner/Accused Rank Not Known

-vs-

The State represented by
The Inspector of Police,
District Crime Branch,
Thanjavur District.
(in Cr.No.Not Known of 2022)

...Respondent/complainant

For Petitioner : Mr.M.Karunanithi, Advocate

For Respondent : Mr.K.Sanjai Gandhi
Government Advocate (Crl.side)

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

PRAYER: Criminal Original Petition filed under Section 438 of Cr.P.C, praying to enlarge the petitioner on bail in the event of his arrest by the respondent Police with respect to Cr.No.Not Known of 2022.

ORDER : The Court made the following order :-

The petitioner, who apprehends arrest at the hands of the respondent Police for the offences punishable under Sections 378 and 506(i) IPC in Crime No.not known 2022 on the file of the respondent Police, seeks anticipatory bail.

2.Today, when the matter is taken up for hearing, the learned Government Advocate(Crl.Side) appearing for the respondent Police submitted that the petition enquiry is pending against the petitioner in C.No.14/DSP/DCB/DGL/2021.

3.Considering the facts and circumstances, the respondent police has to issue notice under Section 41(A) of Cr.P.C to the petitioner and the petitioner is directed to appear before the respondent police and the Investigating Officer has to conduct the enquiry by strictly following the procedures therein and if any *prima facie* case is made out against the petitioner, register the



F.I.R or close the petition enquiry within a period of 14 days from today. The parties are directed to cooperate with the enquiry. It is needless to say that the respondent police shall not take any coercive steps to secure the accused till the completion of enquiry on the complaint lodged by the de-facto complainant.

4. With the above directions, this petition is disposed of.

sd/-

12/12/2022

/ TRUE COPY /

/12/2022

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

TO

1 THE INSPECTOR OF POLICE
DISTRICT CRIME BRANCH,
THANJAVUR DISTRICT.

2 THE ADDITIONAL PUBLIC PROSECUTOR,
MADURAI BENCH OF MADRAS HIGH COURT, MADURAI.

+1 CC to M/s.KARUNANITHI M, Advocate (SR-14684[I] dated 12/12/2022)

ORDER

IN

CRL OP(MD) No.21909 of 2022

Date :12/12/2022

cmr

PKP/SSS/SAR-1/23.12.2022/2P/4C