



Crl.O.P.No.16876 of 2023

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RMT.TEEKAA RAMAN, J.

The Petitioner apprehends arrest at the hands of the Respondent police for the offence punishable under Sections 406 & 420 of IPC in Crime No. Not known of 2023 on the file of the Respondent police, seeks anticipatory bail.

2. The case of the prosecution is that the Defacto Complainant/Mullainathan, has given a complaint against the Accused/Petitioner that the Petitioner received a hand loan to the tune of Rs.1,00,000/- and he did not return the same.

3. Learned counsel for the Petitioner submitted that the Petitioner was wrongly implicated in the case.

4. Today, when the matter is taken up for hearing, learned Government Advocate (Crl. Side) appearing for the Respondent Police submitted that the petition enquiry is pending against the Petitioner.

5. Heard the learned counsel for the Petitioner and the learned Government Advocate (Crl. Side) appearing for the Respondent Police.

6. 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



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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 two weeks 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 Defacto Complainant.

7.With the above directions, this Criminal Original Petition is closed.

07.08.2023

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